

Page 1	Page 3
<p>1 IN THE UNITED STATES DISTRICT COURT</p> <p>2 WESTERN DISTRICT OF MISSOURI</p> <p>3 WESTERN DIVISION</p> <p>4 KEITH CARNES,</p> <p>5 Plaintiff,</p> <p>6 vs. Case No. 23-cv-00278-RK</p> <p>7 ROBERT BLEHM, et al.,</p> <p>8 Defendants.</p> <p>9</p> <p>10 DEPOSITION OF LORIANNE MORROW, a Witness,</p> <p>11 taken on behalf of the Defendants Board of Police</p> <p>12 Commissioners, Avery Williamson, Vernon Huth, Robert</p> <p>13 Blehm, Doug Niemeier, Steve Morgan, and Ed Begley,</p> <p>14 pursuant to Notice, on June 5, 2024, at the Law</p> <p>15 Offices of Wyrsh Hobbs & Mirakian, PC, One Kansas</p> <p>16 City Place, 1200 Main Street Suite 2110, Kansas</p> <p>17 City, Missouri 64105, before</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p>1 TABLE OF CONTENTS</p> <p>2</p> <p>3 Stipulation 4</p> <p>4 LORIANNE MORROW</p> <p>5 Examination by Ms. Peters 4</p> <p>6 Examination by Mr. Haner 77</p> <p>7 Examination by Mr. Hilke 140</p> <p>8 Reexamination by Ms. Peters 144</p> <p>9 Certificate of Reporter 148</p> <p>10 Certificate of Deposition 149</p> <p>11 Letter 150</p> <p>12 Errata Sheet 151</p> <p>13 Signature of Witness 152</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
Page 2	Page 4
<p>1 APPEARANCES</p> <p>2 For the Plaintiff:</p> <p>3 Mr. Wallace Hilke</p> <p>4 LOEVY & LOEVY</p> <p>5 311 North Aberdeen Street, Suite 3</p> <p>6 Chicago, Illinois 60607</p> <p>7 (872) 772-1926</p> <p>8 hilke@loevy.com</p> <p>9</p> <p>10 For the Defendants Board of Police Commissioners,</p> <p>11 Avery Williamson, Vernon Huth, Robert Blehm, Doug</p> <p>12 Niemeier, Steve Morgan, and Ed Begley:</p> <p>13 Ms. Diane Peters</p> <p>14 WYRSCH HOBBS & MIRAKIAN, PC</p> <p>15 One Kansas City Place</p> <p>16 1200 Main Street Suite 2110</p> <p>17 Kansas City, Missouri 64105</p> <p>18 (816)221-0080</p> <p>19 dpeters@whmlaw.net</p> <p>20</p> <p>21 For the Defendant McGowan:</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p>1 STIPULATION</p> <p>2 IT IS STIPULATED AND AGREED by and between</p> <p>3 the respective parties hereto that said deposition</p> <p>4 shall be signed by the witness before the time of</p> <p>5 trial of this case.</p> <p>6 PROCEEDINGS</p> <p>7 (The deposition commenced at</p> <p>8 9:05 a.m.)</p> <p>9 LORIANNE MORROW,</p> <p>10 a witness, being first duly sworn, testified under</p> <p>11 oath as follows:</p> <p>12 EXAMINATION</p> <p>13 BY MS. PETERS:</p> <p>14 Q. Can you state and spell your name, ma'am,</p> <p>15 for the record?</p> <p>16 A. Lorianne Morrow, L-O-R-I-A-N-N-E,</p> <p>17 M-O-R-R-O-W.</p> <p>18 Q. We started your deposition last Friday,</p> <p>19 right?</p> <p>20 A. Right.</p> <p>21 Q. You got ill or you started feeling ill, so</p> <p>22 we stopped your deposition, correct?</p> <p>23 A. Correct.</p> <p>24 Q. And we're here today to finish your</p> <p>25 deposition; is that your understanding?</p>

**Exhibit W2 (Morrow's
2024 deposition)**

<p style="text-align: right;">Page 5</p> <p>1 A. Yes, ma'am.</p> <p>2 Q. Okay. Just to remind you again -- and</p> <p>3 you -- this is the first time you and I have met in</p> <p>4 person, correct?</p> <p>5 A. Right.</p> <p>6 Q. It's nice to meet you.</p> <p>7 A. It's nice to meet you, too.</p> <p>8 Q. I represent the board of police</p> <p>9 commissioners; Avery Williamson; Vernon Huth; Robert</p> <p>10 Blehm; Doug Niemeier, N-I-E-M-E-I-E-R; Steve Morgan;</p> <p>11 and Ed Begley, B-E-G-L-E-Y. Those are all police</p> <p>12 officers and police detectives.</p> <p>13 A. Okay.</p> <p>14 Q. And you understand this is a lawsuit that</p> <p>15 Keith Carnes has filed against those people?</p> <p>16 A. Yes, ma'am.</p> <p>17 Q. Okay.</p> <p>18 MR. HILKE: I'll just remind you to</p> <p>19 pause a beat because as questions get</p> <p>20 underway, I may need to object.</p> <p>21 THE WITNESS: Okay.</p> <p>22 MR. HILKE: And that will help us</p> <p>23 make a clean record.</p> <p>24 Q. (By Ms. Peters) So today your deposition</p> <p>25 is in person. Last week it was over Zoom. So I</p>	<p style="text-align: right;">Page 7</p> <p>1 encountered Amy McGowan about a week after the</p> <p>2 homicide of Larry White out in the area where the</p> <p>3 homicide occurred; is that correct?</p> <p>4 A. Correct.</p> <p>5 Q. And we discussed that, correct?</p> <p>6 A. Correct.</p> <p>7 Q. And then last Friday you also testified</p> <p>8 that you went to Amy McGowan's office on one</p> <p>9 occasion when Sheriff Anthony -- last name</p> <p>10 unknown -- picked you up and drove you to her</p> <p>11 office; is that correct?</p> <p>12 A. Correct.</p> <p>13 Q. And when I asked you last Friday when you</p> <p>14 thought that occurred, if I understand correctly,</p> <p>15 you don't remember; is that right?</p> <p>16 A. Correct.</p> <p>17 Q. I think you testified last Friday that you</p> <p>18 thought it was about a month after the homicide of</p> <p>19 Larry White, but that you couldn't really remember?</p> <p>20 MR. HILKE: No, sorry, sorry. I'll</p> <p>21 just object to the extent it misstates the</p> <p>22 testimony.</p> <p>23 And you can answer.</p> <p>24 A. Correct.</p> <p>25 Q. (By Ms. Peters) Okay. When you went to</p>
<p style="text-align: right;">Page 6</p> <p>1 want to let you know if you need to take a break to</p> <p>2 use the restroom or you need more coffee or any</p> <p>3 reason, you let me know and we'll take a break. And</p> <p>4 I didn't get a chance to show you where the</p> <p>5 bathrooms were, but they're just around the corner</p> <p>6 in the hallway, okay? And if you need to use the</p> <p>7 restroom, we can stop, and I'll show you where they</p> <p>8 are, okay?</p> <p>9 A. Yes, ma'am.</p> <p>10 Q. Since last Friday, at the end of your</p> <p>11 deposition until now, have you reviewed any</p> <p>12 documents in preparation for your deposition?</p> <p>13 A. No, ma'am.</p> <p>14 Q. Have you spoken to anyone since last</p> <p>15 Friday until now about your deposition?</p> <p>16 A. No, ma'am.</p> <p>17 Q. I'm trying to remember exactly where we</p> <p>18 left off in your deposition, and I believe we left</p> <p>19 off -- I believe we ended your deposition discussing</p> <p>20 your meetings with Amy McGowan, the prosecutor, so</p> <p>21 I'm going to pick up on where we left off and try</p> <p>22 not to repeat whatever I've asked you. I'm going to</p> <p>23 try to pick up where we left off, okay?</p> <p>24 A. Okay.</p> <p>25 Q. You testified already last Friday that you</p>	<p style="text-align: right;">Page 8</p> <p>1 Amy McGowan's office for the first time when</p> <p>2 Sheriff Anthony picked you up there, where did</p> <p>3 Sheriff Anthony pick you up at?</p> <p>4 A. From my home.</p> <p>5 Q. Was anyone at home with you at the time</p> <p>6 Sheriff Anthony picked you up?</p> <p>7 A. No.</p> <p>8 Q. Did you know that Sheriff Anthony was</p> <p>9 coming to pick you up?</p> <p>10 A. Yes.</p> <p>11 Q. How did you know that?</p> <p>12 A. She had called me.</p> <p>13 Q. When you say "she," you mean Amy?</p> <p>14 A. Amy.</p> <p>15 Q. Amy McGowan?</p> <p>16 A. Um-hum.</p> <p>17 Q. Yes?</p> <p>18 A. Yes.</p> <p>19 Q. When Amy McGowan called you, what was said</p> <p>20 during that phone conversation?</p> <p>21 A. Well, she wanted me to come into her</p> <p>22 office.</p> <p>23 Q. What else do you recall being said in that</p> <p>24 phone conversation?</p> <p>25 A. She wanted to meet me, and that's --</p>

1 **basically, it was it.**
 2 Q. And you agreed to meet with her?
 3 **A. Yes.**
 4 Q. Did Amy McGowan say anything to you in
 5 that phone conversation that she would have someone
 6 pick you up?
 7 **A. Yes.**
 8 Q. What did she say about that?
 9 **A. She was -- she was sending Anthony. He is**
 10 **an Italian guy, so he'd been working for the Jackson**
 11 **County Courthouse for a long time, so I guess they**
 12 **send him to pick up people.**
 13 Q. Okay. So -- and -- and was -- I think we
 14 discussed this last Friday, but was Anthony a
 15 sheriff's deputy?
 16 **A. I don't -- I don't know what they really**
 17 **would call it because he would be working for the**
 18 **prosecutor to pick --**
 19 Q. I'm just going to call him "Anthony" if
 20 that's okay with --
 21 **A. Yes.**
 22 Q. -- you?
 23 Okay. So Anthony picked you up and drove
 24 you to Amy McGowan's office?
 25 **A. Yes, ma'am.**

1 Q. Did Anthony go into Amy McGowan's office
 2 with you during the meeting with Amy McGowan?
 3 **A. No, he took me upstairs to where her**
 4 **office was at, and then he left.**
 5 Q. And who was in the meeting, if anyone,
 6 between you and Amy McGowan?
 7 **A. Just me and Amy.**
 8 Q. Okay. And you testified last Friday that
 9 during this meeting you told Amy McGowan that Reggie
 10 and Kiki did the shooting of Larry White, correct?
 11 **A. Yes, ma'am.**
 12 Q. And then you testified last Friday that
 13 Amy McGowan told you to say it was Keith Carnes; is
 14 that right?
 15 **A. Yes, ma'am.**
 16 Q. During this meeting with Amy McGowan, this
 17 first meeting with Amy McGowan in her office, did
 18 she show you any photographs?
 19 **A. She showed me photographs, yes, ma'am.**
 20 Q. What photographs did she show you?
 21 **A. She showed me a photograph of -- a photo**
 22 **lineup and then a photograph of Keith Carnes. In**
 23 **the lineup photograph that was also Reggie and Kiki.**
 24 Q. In the photo lineup, was there a photo of
 25 Reggie, Kiki, and Keith Carnes?

1 **A. Keith Carnes' photo was separate from**
 2 **theirs.**
 3 Q. This photo lineup that included photos of
 4 Reggie and Kiki, did it have other photographs?
 5 **A. Yes.**
 6 Q. Do you recall --
 7 **A. It's like -- it had like three at the top**
 8 **and three at the bottom.**
 9 Q. So six photographs all together?
 10 **A. Um-hum, um-hum.**
 11 Q. Yes?
 12 **A. Yes, ma'am.**
 13 Q. You just have to say "yes" because --
 14 **A. Yes. Okay.**
 15 Q. And were the six photographs all on one
 16 page?
 17 **A. Yes.**
 18 Q. Okay. And can you describe how Amy
 19 McGowan showed you the photo lineup of six photos,
 20 including the photo of Reggie and Kiki?
 21 **A. She had -- you know, have a photo book**
 22 **with all the mugshots in it, and that's how she**
 23 **showed them to me.**
 24 Q. So in this photo book -- and you correct
 25 me if I'm wrong -- did she just turn to a page that

1 had the photo lineup on --
 2 **A. No, ma'am, she took the page out, took the**
 3 **page out.**
 4 Q. So she showed you this photo lineup that
 5 included Reggie and Kiki, and what did she say to
 6 you when she showed that to you?
 7 **A. She was saying to me -- she told me she --**
 8 **and I was -- kept telling her -- I said, "No, it**
 9 **wasn't -- it wasn't Keith," because at the time I**
 10 **only knew him by Tre. I didn't really even know**
 11 **this man real name. I didn't know him by Keith**
 12 **Carnes. I only knew him by Tre.**
 13 **And she's -- we was talking, and she --**
 14 **she was showing me the photograph. And then I told**
 15 **her, "These two guys with the six lineup" because --**
 16 **Kiki was on the top of the photo line, and Reggie**
 17 **was at the bottom. Like I said, it's three at the**
 18 **top and three at the bottom when they show you the**
 19 **photo mugshots.**
 20 Q. Okay. So there was a conversation that
 21 you and Amy had before she showed you the photo
 22 lineup is that --
 23 **A. Yes.**
 24 Q. What was the conversation you had with Amy
 25 McGowan before she showed you the lineup?

1 **A. She was coaching me what to say. In other**
 2 **words, she was telling me where the shell casings**
 3 **landed and she also had Larry White's picture, you**
 4 **know, after the autopsy picture over there and**
 5 **showing me everything. She was trying to coach me**
 6 **what to say.**

7 Q. So she told you where the shell casings
 8 were found?

9 **A. Yes, ma'am.**

10 Q. And she showed you an autopsy photo of
 11 Larry White?

12 **A. Yes, ma'am.**

13 Q. And she did that before she showed you the
 14 photo lineup?

15 **A. After.**

16 Q. Okay. Before she showed you the photo
 17 lineup, what conversation did you have with her that
 18 you can recall before she --

19 **A. Before?**

20 Q. -- showed you the photo lineup?

21 **A. She was -- she was telling me to say that**
 22 **Keith Carnes did it and not Reggie and not Kiki.**

23 Q. Okay. Had you already told her that
 24 Reggie and Kiki did it?

25 **A. Yes, ma'am.**

1 Q. So at what point then does she show you
 2 this photo lineup that included Re- -- Reggie and
 3 Kiki?

4 MR. HILKE: I just object to form.
 5 But you can answer.

6 **A. She showed it to me maybe like 5 to 10**
 7 **minutes into our conversation.**

8 Q. (By Ms. Peters) Okay. And when she
 9 showed you the photo lineup, did she say anything to
 10 you as she showed it to you?

11 **A. She told me that they didn't do it, and**
 12 **Kiki -- and let me specify -- Kiki and Reggie didn't**
 13 **do it. And she said Keith Carnes did it.**

14 Q. Kiki is K-I-K-I, correct?

15 **A. His first name is Gerald Kitchen, I'm**
 16 **thinking.**

17 Q. Do you know how to spell Kiki?

18 **A. I really don't get to --**

19 MS. PETERS: For the court reporter
 20 it's K-I-K-I.

21 THE REPORTER: Thank you.

22 Q. (By Ms. Peters) So after Amy McGowan
 23 showed you the photo lineup and -- and told you it
 24 wasn't -- she told you it wasn't Reggie and Kiki or
 25 she told you not to say it was Reggie and Kiki?

1 **A. She told me not to say it was Reggie and**
 2 **Kiki.**

3 Q. What happened after that?

4 **A. We talked some more. She showed me the**
 5 **weapon that was used in the murder, like she showed**
 6 **me photos of the area.**

7 Q. She showed you the actual weapon?

8 **A. Yes, ma'am. It's in the office.**

9 Q. What did Amy McGowan tell you when she
 10 showed you the actual weapon, if anything?

11 **A. She said, "This was the gun that killed**
 12 **Larry White," which it was. It was the weapon.**

13 Q. Was it the gun that you recall seeing?

14 **A. Yes, ma'am.**

15 Q. Okay. And you said that she showed you
 16 photos of the area. Do you mean the area where the
 17 homicide took place?

18 **A. Yes, ma'am.**

19 Q. Okay. Did you recognize any of those
 20 photos that she was showing you?

21 **A. Yes, ma'am. I'm very familiar with the**
 22 **area.**

23 Q. What, if anything, did Amy McGowan say
 24 when she showed you the photos of the area?

25 **A. Well, she told me -- she say, "I'm about**

1 **to show you this, so when we go to trial, just**
 2 **let -- let them know that you knew where the shell**
 3 **casings landed."**

4 **And she showed me the house where the**
 5 **shell casings was at; and, you know, that's what she**
 6 **showed me, the pictures of the shell casings, the**
 7 **house.**

8 Q. As you sit here today, do you remember
 9 where those shell casings were that Amy McGowan
 10 tol- -- showed you?

11 **A. On the porch.**

12 Q. I'm going to -- let me mark Exhibit 1.

13 (Lorianne Morrow Exhibit No. 1 was
 14 marked for identification.)

15 Q. (By Ms. Peters) Ms. Morrow, I'm going to
 16 hand you what I've marked as Deposition Exhibit 1.

17 **A. Um-hum.**

18 Q. Do you recall seeing that diagram last
 19 Friday during your --

20 **A. Yes.**

21 Q. -- deposition?

22 **A. Yes.**

23 Q. On this Exhibit 1, can you point out where
 24 you saw the shell casings that Amy McGowan showed
 25 you a picture of?

1 A. 2846 Wabash would be the house -- this
2 house.
3 Q. At what point, during your meeting with
4 Amy McGowan, did she show you the single photograph
5 of Keith Carnes?
6 A. When --
7 MR. HILKE: So sorry.
8 Just object to form, asked and
9 answered.
10 You can answer.
11 A. She showed me the photograph of Keith
12 Carnes at the -- after she had the lineup. It
13 was -- his picture was the first on her desk.
14 Q. (By Ms. Peters) And what, if anything,
15 did Amy McGowan say when she showed you the picture
16 of Keith Carnes?
17 A. I was explaining to her that Reggie and
18 Kiki did the murder, and she even said, "No, no, no,
19 no. Keith Carnes did the murder."
20 Q. Okay.
21 A. So I'm assuming that he -- they was trying
22 to get him anyway, thinking that he was a big drug
23 dealer, and it wasn't him. It was Reggie all along.
24 Q. And then what happened after Amy McGowan
25 showed you the photograph of Keith Carnes?

1 A. I kept telling her it wasn't him. And she
2 said, "You're going to say it was him when we go to
3 trial." When I went to trial and when his lawyer
4 asked me about certain questions and I answered, and
5 he never came back and -- I was hoping that he did
6 ask me that question: "How did you know where the
7 shell casings was?" because I couldn't see the shell
8 casings, or I didn't know where they was at.
9 Q. After Amy McGowan told you, "You're going
10 to go to trial and say it was Keith Carnes," what
11 did you say if anything?
12 A. I was saying, "No, it wasn't."
13 And then she said to me, "If you don't say
14 this, I will plant drugs on you. You will go to
15 jail." And I have never been in jail in my life.
16 And I was scared, so I did what I was told
17 because I had -- at the time I had seven children.
18 I still have seven children.
19 Q. Okay. How long do you recall this meeting
20 with Amy McGowan lasting?
21 A. Thirty-five minutes.
22 Q. Okay. Do you recall how the meeting
23 wrapped up or ended with Amy McGowan?
24 A. No. I can't remember how it wrapped up.
25 Q. Did you tell Amy McGowan that you would

1 say it was Keith Carnes?
2 A. Yes, ma'am.
3 Q. And then did you get a ride home from
4 Anthony?
5 A. Yes, ma'am.
6 Q. Did you have another meeting with Amy
7 McGowan after that meet- -- that first meeting?
8 A. I had -- the first meeting that I had with
9 Amy was on the streets when I first met her, and the
10 second one was in the office.
11 Q. Did you have a third meeting with Amy
12 McGowan?
13 A. At the third time, I think it was Dawn
14 Parsons.
15 Q. Do you recall about when you had the
16 meeting with Dawn Parsons?
17 A. I can't remember the date, because we
18 really didn't "meet" meet, but we talked a little
19 bit because she had called me. She talked a little
20 bit. And I wanted to tell her, but I didn't know
21 how to tell her what was going on.
22 Q. What was said during the meeting with Dawn
23 Parsons?
24 A. Well, she was just telling me about the
25 trial date and everything and it was coming up.

1 That was our meeting.
2 Q. Did Dawn Parsons coerce you in any way?
3 A. No, ma'am.
4 Q. Did Dawn Parsons tell you, you have to say
5 it's Keith Carnes?
6 A. No, ma'am. At this point she had no idea
7 what was going on.
8 Q. Did Dawn Parsons promise you anything for
9 testifying?
10 A. No, ma'am.
11 Q. Did the prosecution in this case or the
12 police make any deals with you to testify in the
13 Keith Carnes criminal trial?
14 A. No, ma'am.
15 Q. And let me break that up. I'm sorry.
16 A. Okay.
17 Q. Let me just break it up. Did Dawn Parsons
18 make any deals with you in exchange for your
19 testimony against Keith Carnes?
20 A. No, ma'am.
21 Q. Okay. Did the police make any deals with
22 you in exchange for your testimony against Keith
23 Carnes?
24 A. No, ma'am.
25 Q. Okay. Was the meeting that you had with

1 Dawn Parsons before the criminal trial of Keith
 2 Carnes?
 3 **A. Maybe five minutes before we walked into**
 4 **the courtroom, yes, because she had just met me.**
 5 **She really had -- didn't know who I was, not in**
 6 **person.**
 7 Q. Do you recall that there were two criminal
 8 trials for Keith Carnes?
 9 **A. I really can't recall.**
 10 Q. When you met with Amy McGowan the first
 11 time out in the area where the homicide occurred,
 12 was that before or after you talked to the police?
 13 **A. Before.**
 14 Q. And then the meeting that you had with Amy
 15 McGowan in her office, was that before or after you
 16 talked to the police?
 17 MR. HILKE: Objection to foundation.
 18 You can answer.
 19 **A. Before.**
 20 Q. (By Ms. Peters) You spoke to the police
 21 one time; is that correct?
 22 **A. Yes, ma'am.**
 23 Q. So if I understand your testimony
 24 correctly, you had met with Amy McGowan two times
 25 before you talked to police?

1 **A. Yes, ma'am.**
 2 Q. And you testified last Friday that you
 3 talked to two detectives, correct?
 4 **A. Yes, ma'am.**
 5 Q. And that was at police headquarters?
 6 **A. Yes, ma'am.**
 7 Q. And when you talked to police, you
 8 testified the two detectives told you to say it was
 9 Keith Carnes, correct?
 10 **A. Yes, ma'am, because at this point it --**
 11 **yes, ma'am. Yes. Yes, ma'am.**
 12 Q. Did you tell the two detectives that it
 13 was not Keith Carnes?
 14 **A. Yes, ma'am.**
 15 Q. Did you tell the two detectives that it
 16 was Kiki and Reggie that did --
 17 **A. Yes, ma'am.**
 18 Q. Let me finish my questions because when we
 19 talk over top of each other she can't type down what
 20 we're saying. Let me ask that again.
 21 Did the two detective -- did -- strike
 22 that.
 23 Did you tell the two detectives that Kiki
 24 and Reggie did the shooting of Larry White --
 25 **A. Yes, ma'am, I also picked out the lineup**

1 **picture again -- once again.**
 2 Q. All right. Ms. Morrow, let me show you --
 3 (Lorianne Morrow Exhibit No. 2 was
 4 marked for identification.)
 5 Q. (By Ms. Peters) I've marked as Exhibit 2
 6 a copy of your statement on the last three pages,
 7 and on the first page is a police report. Do you
 8 see that?
 9 **A. Yes, ma'am.**
 10 Q. Let's first talk about the last three --
 11 hang on. Excuse me. Correct that. Let me correct
 12 that.
 13 The last four pages is a copy of your
 14 statement, correct?
 15 **A. Yes, ma'am.**
 16 Q. And on the last four pages, do you see --
 17 strike that.
 18 On the first three pages of your
 19 statement, do you see the initials "LM" at the
 20 bottom?
 21 **A. Yes, ma'am.**
 22 Q. Are those your initials?
 23 **A. Yes, ma'am.**
 24 Q. And did you write your initials on that?
 25 **A. Yes, ma'am.**

1 Q. And then on the last page there, it's --
 2 the statement is signed "Lorianne Morrow"; is that
 3 your signature?
 4 **A. Yes, ma'am.**
 5 Q. And if you look on the last page, there's
 6 two signatures under the witness lines. One states
 7 "Detective Avery Williamson." Do you recognize the
 8 name Avery Williamson as being one of the detectives
 9 that questioned you?
 10 **A. No, ma'am. I -- it was some time ago.**
 11 Q. Okay. On the second line is the signature
 12 of Detective Robert Blehm. Do you recognize the
 13 name Robert Blehm as being one of the detectives
 14 that --
 15 **A. No, ma'am.**
 16 Q. And if I understand your testimony from
 17 last Friday, your testimony is that the detectives
 18 typed this statement up and then handed it to you to
 19 sign; is that correct?
 20 **A. Yes, ma'am.**
 21 Q. And when they typed it up, they left the
 22 room -- left you in a room by yourself and typed it
 23 up, correct?
 24 **A. It was like -- how do you do those**
 25 **office where you have those little things, dividers**

<p style="text-align: right;">Page 25</p> <p>1 to divide the office, yes, ma'am. It's like a --</p> <p>2 what do they call them?</p> <p>3 Q. Do you mean to say "cubicle"?</p> <p>4 A. Yes.</p> <p>5 Q. Now, in this statement of yours, it has</p> <p>6 several questions and answers, correct?</p> <p>7 A. Correct.</p> <p>8 Q. I'm going to let you -- when's the last</p> <p>9 time you reviewed that statement?</p> <p>10 A. I haven't seen none of it, being honest</p> <p>11 with you.</p> <p>12 Q. Did you review that statement? Do you</p> <p>13 recall if you reviewed your statement --</p> <p>14 A. No, ma'am.</p> <p>15 Q. -- before --</p> <p>16 MR. HILKE: Sorry, just you have to</p> <p>17 let her get the full --</p> <p>18 THE WITNESS: Oh.</p> <p>19 MR. HILKE: -- question out.</p> <p>20 THE WITNESS: Sorry.</p> <p>21 Q. (By Ms. Peters) It's not how normal</p> <p>22 people talk so --</p> <p>23 A. Right.</p> <p>24 Q. -- it's hard to answer questions in a</p> <p>25 deposition.</p>	<p style="text-align: right;">Page 27</p> <p>1 Q. Okay. Let's look at the first page of</p> <p>2 your statement.</p> <p>3 A. Yes, ma'am.</p> <p>4 Q. And to expedite this -- this might be</p> <p>5 easier -- can I hand you a pen, and can you just</p> <p>6 mark on there what is not true --</p> <p>7 A. Oh, okay.</p> <p>8 Q. -- on the first page?</p> <p>9 MR. HILKE: I'm going to object to</p> <p>10 the form.</p> <p>11 But you can answer.</p> <p>12 THE WITNESS: Okay.</p> <p>13 A. You said what's not true?</p> <p>14 Q. (By Ms. Peters) Correct.</p> <p>15 A. Okay.</p> <p>16 Q. And let's just -- let me just see the</p> <p>17 first page, if you don't mind.</p> <p>18 A. Um-hum.</p> <p>19 Q. I'll show it to the other attorneys.</p> <p>20 MS. PETERS: (Shows exhibit to</p> <p>21 counsel.)</p> <p>22 MR. HILKE: Thank you.</p> <p>23 Q. (By Ms. Peters) So on that first page,</p> <p>24 Ms. Morrow, you've circled the last three questions</p> <p>25 and answers as being untrue, correct?</p>
<p style="text-align: right;">Page 26</p> <p>1 Did you review your statement to</p> <p>2 detectives before you testified at Keith Carnes'</p> <p>3 trial?</p> <p>4 A. No, ma'am.</p> <p>5 Q. Do you believe the last time you reviewed</p> <p>6 this statement is when you signed it?</p> <p>7 A. Yes, ma'am.</p> <p>8 Q. If we look at the first page of your</p> <p>9 statement, if you turn that page to the -- yes, the</p> <p>10 first page of your statement, would you review that?</p> <p>11 And I'm going to ask you what is not true --</p> <p>12 A. Okay.</p> <p>13 Q. -- okay?</p> <p>14 But I'm going to give you time to review</p> <p>15 it.</p> <p>16 A. Yes, ma'am.</p> <p>17 MR. HILKE: Are you asking her to</p> <p>18 read all four pages before we answer</p> <p>19 questions about it?</p> <p>20 MS. PETERS: That seems fair.</p> <p>21 MR. HILKE: All right.</p> <p>22 Q. (By Ms. Peters) I'm going to give you</p> <p>23 time to review the entire statement since you've not</p> <p>24 seen it in a long time.</p> <p>25 A. Okay.</p>	<p style="text-align: right;">Page 28</p> <p>1 A. Correct.</p> <p>2 Q. So if you look at the question right</p> <p>3 above -- so it's the fourth question.</p> <p>4 A. Um-hum.</p> <p>5 Q. It says "After you observed Larry selling</p> <p>6 the crack cocaine, what did you observe next?"</p> <p>7 And the answer is "Tre came out of the</p> <p>8 building hollering at him, and then he started</p> <p>9 chasing him toward the alley"; is that true?</p> <p>10 A. This statement I made is not true at all.</p> <p>11 I was told to say what I'd have to say.</p> <p>12 Q. Okay. So do you need to also question --</p> <p>13 excuse me -- do you also need to circle the -- your</p> <p>14 answer --</p> <p>15 A. Um-hum.</p> <p>16 Q. -- on this first page --</p> <p>17 A. Um-hum.</p> <p>18 Q. -- to the question I just read?</p> <p>19 A. The -- the first one?</p> <p>20 Q. This question right here (indicating).</p> <p>21 A. Okay.</p> <p>22 Q. Okay. So that's also untrue, the fourth</p> <p>23 question --</p> <p>24 A. Yes.</p> <p>25 Q. -- from the bottom, correct?</p>

<p style="text-align: right;">Page 29</p> <p>1 A. Yes.</p> <p>2 Q. Okay. On these four questions on this</p> <p>3 first page that you've marked as untrue, the</p> <p>4 first -- excuse me -- the four questions from the</p> <p>5 bottom --</p> <p>6 A. Um-hum.</p> <p>7 Q. -- did -- if you had to correct those</p> <p>8 statements to make them true, would you be able to</p> <p>9 do that?</p> <p>10 A. Yes.</p> <p>11 Q. And how would you do that to make those</p> <p>12 answers true?</p> <p>13 MR. HILKE: Object to form, compound.</p> <p>14 But you can answer.</p> <p>15 A. Change the name from Tre to Reggie.</p> <p>16 Q. (By Ms. Peters) And if we turn to the</p> <p>17 second page, would you do the same thing, ma'am:</p> <p>18 Would you circle what answers are untrue on the</p> <p>19 second page of your statement?</p> <p>20 MR. HILKE: Again, I'm going to</p> <p>21 object to form.</p> <p>22 But you can answer.</p> <p>23 A. Yes, ma'am.</p> <p>24 Q. (By Ms. Peters) Okay. Did you get a</p> <p>25 chance to review that and circle what was not true</p>	<p style="text-align: right;">Page 31</p> <p>1 untrue? What kind of gun --</p> <p>2 A. No --</p> <p>3 Q. Hang on one second. So let me break it</p> <p>4 up.</p> <p>5 The question is "What kind of gun did Kiki</p> <p>6 have?"</p> <p>7 The answer on here says "His was small."</p> <p>8 Is that part of your answer true?</p> <p>9 A. Yes, ma'am.</p> <p>10 Q. Okay. And so is the part that's untrue</p> <p>11 there was your -- the answer here: "It wasn't as</p> <p>12 big as the one Tre had"?</p> <p>13 A. Yes, ma'am.</p> <p>14 Q. If you look at the next question: "Did</p> <p>15 Kiki fire any shots?" and the answer says "No."</p> <p>16 Is that a true statement?</p> <p>17 A. That's correct.</p> <p>18 Q. If you don't mind. (Takes exhibit from</p> <p>19 witness.)</p> <p>20 A. Um-hum.</p> <p>21 Q. If you look at the very next question</p> <p>22 underneath there --</p> <p>23 A. Um-hum.</p> <p>24 Q. -- it says "What happened when Larry</p> <p>25 collapsed at Fish Town?"</p>
<p style="text-align: right;">Page 30</p> <p>1 on the second page?</p> <p>2 A. Yes, ma'am.</p> <p>3 Q. Okay. Do you mind if I see that?</p> <p>4 I'm going to show it to the other</p> <p>5 attorneys.</p> <p>6 MS. PETERS: (Shows exhibit to</p> <p>7 counsel.)</p> <p>8 MR. HILKE: Okay.</p> <p>9 MR. HANER: Okay.</p> <p>10 Q. (By Ms. Peters) And on the second page of</p> <p>11 your statement, you've identified four answers that</p> <p>12 are untrue, correct?</p> <p>13 A. Yes, ma'am.</p> <p>14 Q. So I want to ask you about the</p> <p>15 questions -- two questions in the middle that you</p> <p>16 did not circle. You were asked -- or your statement</p> <p>17 says "Question: What kind of gun did Kiki have?"</p> <p>18 Answer says "His was small. It wasn't as</p> <p>19 big as the one Tre had."</p> <p>20 Was that a true statement?</p> <p>21 MR. HILKE: Objection to form.</p> <p>22 You can answer.</p> <p>23 A. I meant to circle this question. I'm</p> <p>24 sorry.</p> <p>25 Q. (By Ms. Peters) Is that entire answer</p>	<p style="text-align: right;">Page 32</p> <p>1 Answer: "Tre rolled him over then shot</p> <p>2 him some more, probably five times."</p> <p>3 Is that a true or untrue statement?</p> <p>4 A. Untrue.</p> <p>5 Q. Can you circle that, please?</p> <p>6 A. Okay.</p> <p>7 Q. The next question: "Did you see these</p> <p>8 shots or did you" -- strike that.</p> <p>9 Next question: "Did you see these shots</p> <p>10 or did you see them?"</p> <p>11 Answer: "I heard them, seen the fire from</p> <p>12 the bullets."</p> <p>13 Is that a true statement?</p> <p>14 A. Yes.</p> <p>15 Q. And the next question: "Did you actually</p> <p>16 see the shots at Fish Town, or did you hear them?"</p> <p>17 Answer: "I heard them."</p> <p>18 Is that a true statement?</p> <p>19 A. Yes.</p> <p>20 Q. Okay. Can you turn to the third page?</p> <p>21 And you take your time.</p> <p>22 A. Okay. Thank you.</p> <p>23 Q. And I'm going to ask you again to circle</p> <p>24 the answers that are untrue.</p> <p>25 MR. HILKE: Same objection as before.</p>

<p style="text-align: right;">Page 33</p> <p>1 But you can answer.</p> <p>2 Q. (By Ms. Peters) Are you finished?</p> <p>3 A. Um-hum.</p> <p>4 Q. Okay. Let me have them take a look.</p> <p>5 MS. PETERS: (Shows exhibit to</p> <p>6 counsel.)</p> <p>7 Q. (By Ms. Peters) Okay. Ma'am, let's go</p> <p>8 over to the third page of your statement. The very</p> <p>9 first question at the top: "What was Kiki wearing?"</p> <p>10 Answer: "He was dressed in all black</p> <p>11 also."</p> <p>12 Is that a true statement?</p> <p>13 A. Yes, ma'am.</p> <p>14 Q. And then the next question: "Ms. Morrow,</p> <p>15 I'm showing you a picture of a black male. Is this</p> <p>16 the man you know as Kiki?"</p> <p>17 Answer: "Yes."</p> <p>18 And then it says "Note: It should be</p> <p>19 noted the picture shown to Ms. Morrow was that of</p> <p>20 Gary D. Kitchen, b/m, 7/23/80."</p> <p>21 Did the detectives show you a picture of</p> <p>22 Kiki?</p> <p>23 A. Yes.</p> <p>24 Q. And did you identify that picture as being</p> <p>25 Kiki?</p>	<p style="text-align: right;">Page 35</p> <p>1 A. Yes.</p> <p>2 Q. And did you identify Keith Carnes as</p> <p>3 Number 5 in that photograph lineup?</p> <p>4 A. Yes, ma'am.</p> <p>5 Q. Is it your testimony today that you</p> <p>6 identified Keith Carnes in that photograph lineup,</p> <p>7 but you told the detectives Keith Carnes did not do</p> <p>8 the shooting?</p> <p>9 A. Yes, ma'am.</p> <p>10 Q. If you don't mind. (Looks at document.)</p> <p>11 A. Um-hum.</p> <p>12 Q. The next question and answer is "How do</p> <p>13 you know the victim, Larry?"</p> <p>14 Answer: "I've been knowing him because he</p> <p>15 grew up around my son. He went to school with my</p> <p>16 son."</p> <p>17 And that's true, correct?</p> <p>18 A. Correct.</p> <p>19 Q. The next question and answer: "How do you</p> <p>20 know Tre?"</p> <p>21 Answer: "I purchased drugs from him."</p> <p>22 Is that true?</p> <p>23 A. Correct.</p> <p>24 Q. How well did you know Keith Carnes before</p> <p>25 the homicide of Larry White?</p>
<p style="text-align: right;">Page 34</p> <p>1 A. Yes, ma'am.</p> <p>2 Q. Okay. So that question and answer is</p> <p>3 true, correct?</p> <p>4 A. Correct.</p> <p>5 Q. The next question and answer:</p> <p>6 "Ms. Morrow, I'm now showing you photograph lineup</p> <p>7 containing six similar depicted black males. Is any</p> <p>8 of these pictures Tre?"</p> <p>9 Answer: "Yes, Number 5."</p> <p>10 And then it states "Note: Number 5 is</p> <p>11 identified as Keith L. Carnes, b/m, 3/7/70.</p> <p>12 Ms. Morrow placed her initials and the date on the</p> <p>13 back of the lineup."</p> <p>14 Now, you've circled that as being untrue,</p> <p>15 correct?</p> <p>16 A. Correct.</p> <p>17 Q. What parts of that is untrue?</p> <p>18 A. Because when -- the first line of pictures</p> <p>19 they showed me Keith -- not Keith Carnes, but Gary</p> <p>20 Kitchen, which is Kiki and Reggie -- and I picked</p> <p>21 the pictures out to them and told them that's who</p> <p>22 really did the shooting.</p> <p>23 Q. And did the police then show you a</p> <p>24 photograph lineup of six photos that included a</p> <p>25 picture of Tre or Keith Carnes in it?</p>	<p style="text-align: right;">Page 36</p> <p>1 A. I didn't know him at all.</p> <p>2 Q. Did you know him from purchasing drugs</p> <p>3 from Keith Carnes?</p> <p>4 A. Yes, from other people.</p> <p>5 Q. What do you mean "from other people"?</p> <p>6 A. I was purchasing drugs for someone else.</p> <p>7 It could have been undercover, but, you know, I</p> <p>8 don't know. Maybe because they was trying to close</p> <p>9 down the drug house. I don't know.</p> <p>10 Q. So if I understand your testimony, you</p> <p>11 were purchasing drugs from Keith Carnes to sell to</p> <p>12 other people?</p> <p>13 A. Yes, ma'am.</p> <p>14 Q. Did you have any type of business</p> <p>15 relationship with Keith Carnes?</p> <p>16 MR. HILKE: Object to form.</p> <p>17 You can answer.</p> <p>18 A. No, ma'am, with Reggie. You want me to</p> <p>19 explain it to you?</p> <p>20 Q. (By Ms. Peters) Yes, please.</p> <p>21 A. Reggie was the one that was running the</p> <p>22 drug house. Keith Carnes was just one of the people</p> <p>23 up there helping selling it for him. Is that more</p> <p>24 clear for you?</p> <p>25 Q. Yes, I think that's clear.</p>

<p>Page 37</p> <p>1 A. Okay.</p> <p>2 Q. So the last two questions on that page,</p> <p>3 I'll read the second-to-last one: "Why were you</p> <p>4 at 29th and Olive?"</p> <p>5 And answer was "I was walking from my</p> <p>6 friend's house at 3208 (sic) Brooklyn to my</p> <p>7 boyfriend's house at 2604 Benton."</p> <p>8 And that's a true statement?</p> <p>9 A. Yes.</p> <p>10 Q. And then the very last question and</p> <p>11 answer --</p> <p>12 A. It should have been -- excuse me -- it</p> <p>13 should have been walking from my niece's house, not</p> <p>14 a friend.</p> <p>15 Q. Okay.</p> <p>16 A. And the "Brooklyn" part is wrong. It's</p> <p>17 30- -- 3008 Wabash.</p> <p>18 Q. Okay. Okay. So the question: "Why were</p> <p>19 you at 29th and Olive?" it should say "I was walking</p> <p>20 from my niece's house at 3008 Wabash to my</p> <p>21 boyfriend's house at 2604 Benton"?</p> <p>22 A. Yes, ma'am.</p> <p>23 Q. And then the very last question: "Who</p> <p>24 else witnessed the shooting?"</p> <p>25 Answer: "Wendy Lockett; Lisa, a black</p>	<p>Page 39</p> <p>1 it's been 20-some years ago.</p> <p>2 Q. I understand. And I should have asked you</p> <p>3 that first. Do you remember giving this statement</p> <p>4 to detectives?</p> <p>5 A. I remember talking to a detective. I --</p> <p>6 some of it is true, but not all of it.</p> <p>7 Q. As you sit here today, you don't remember</p> <p>8 whether detectives handed you a copy of your</p> <p>9 statement and ask you to review it and sign it?</p> <p>10 A. I don't remember.</p> <p>11 Q. Do you remember, ma'am, how you got</p> <p>12 home -- well, strike that.</p> <p>13 When you were finished giving an interview</p> <p>14 to the police, how did you leave police</p> <p>15 headquarters? Do you recall?</p> <p>16 A. Someone took me -- the police took me</p> <p>17 home.</p> <p>18 Q. Do you recall where they took you?</p> <p>19 A. 26th and Benton.</p> <p>20 (Phone rings.)</p> <p>21 Q. (By Ms. Peters) I'm going to stop for a</p> <p>22 second because your phone is ringing.</p> <p>23 A. Yeah, I thought it was 26th and Benton</p> <p>24 most likely.</p> <p>25 Q. You say most likely 26th and Benton; is</p>
<p>Page 38</p> <p>1 female about 30 years old; Red, black male -- he</p> <p>2 works the door at the drug house -- and Star, a</p> <p>3 white female. She's in her 30s. There were several</p> <p>4 other people."</p> <p>5 Was that a true statement?</p> <p>6 A. Yes, ma'am.</p> <p>7 Q. Okay. And then if you turn to the very</p> <p>8 last page, did the -- did the detectives -- do you</p> <p>9 see the very top question there? It says "Is there</p> <p>10 anything else that you wish to add to this</p> <p>11 statement?"</p> <p>12 And the answer is "No."</p> <p>13 Do you see that?</p> <p>14 A. Yes.</p> <p>15 Q. Did the detectives ask you: "Is there</p> <p>16 anything else you wish to add to this statement?"</p> <p>17 A. Yes, they did.</p> <p>18 Q. And your answer was no?</p> <p>19 A. Yes, ma'am.</p> <p>20 Q. And did the detectives hand you a copy of</p> <p>21 this written statement and ask you, "will you read</p> <p>22 and sign this statement?"</p> <p>23 A. I really don't recall because I really</p> <p>24 don't remember none of this in the statement right</p> <p>25 here. I don't recall. I don't remember because</p>	<p>Page 40</p> <p>1 that your --</p> <p>2 A. Yes --</p> <p>3 Q. -- testimony?</p> <p>4 A. -- ma'am.</p> <p>5 Q. Do you actually recall where police</p> <p>6 dropped you off at?</p> <p>7 A. This remember -- this is where I was at</p> <p>8 2604 Benton, so I -- that's -- that's where they</p> <p>9 dropped me off at.</p> <p>10 Q. And is that where you lived at the time?</p> <p>11 A. No, ma'am.</p> <p>12 Q. Is that where your boyfriend lived at the</p> <p>13 time?</p> <p>14 A. Yes, ma'am.</p> <p>15 Q. Is that where you stayed at the time?</p> <p>16 A. Yes, ma'am.</p> <p>17 Q. When police dropped you off at 2604 Benton</p> <p>18 after your statement, how many police officers drove</p> <p>19 you back to 2604 Benton?</p> <p>20 A. One.</p> <p>21 MR. HILKE: Sorry. I just object to</p> <p>22 form, it misstates testimony.</p> <p>23 You can answer.</p> <p>24 A. One.</p> <p>25 Q. (By Ms. Peters) Do you recall who that</p>

<p>Page 41</p> <p>1 was?</p> <p>2 A. No, ma'am.</p> <p>3 Q. Was it one of the detectives in the room</p> <p>4 with you when you gave your statement?</p> <p>5 A. I'm thinking so, yes.</p> <p>6 Q. Do you recall?</p> <p>7 A. I don't recall which one it was, but he</p> <p>8 was a very nice gentleman.</p> <p>9 Q. Do you recall if there was any</p> <p>10 conversation from police headquarters back to 2604</p> <p>11 Benton between you and the officer or detective?</p> <p>12 A. No.</p> <p>13 Q. When police dropped you off at 2604</p> <p>14 Benton, did they offer you any money?</p> <p>15 MR. HILKE: Sorry, objection to</p> <p>16 foundation.</p> <p>17 You can answer.</p> <p>18 A. No.</p> <p>19 Q. (By Ms. Peters) Did they promise you</p> <p>20 anything that you recall?</p> <p>21 A. No.</p> <p>22 Q. Do you recall how you got to police</p> <p>23 headquarters to give your statement?</p> <p>24 A. Police officer.</p> <p>25 Q. A police officer picked you up?</p>	<p>Page 43</p> <p>1 Q. -- if you look at the top of this page --</p> <p>2 I'm sorry. Let me show you.</p> <p>3 A. Yes, ma'am.</p> <p>4 Q. This very first page (indicating).</p> <p>5 A. Um-hum.</p> <p>6 Q. On this very first page it states</p> <p>7 "Lorianne Morrow," and it has an address: "11130</p> <p>8 Eastern, Grandview, Missouri." Do you see that?</p> <p>9 A. Yes, ma'am.</p> <p>10 Q. Are you familiar with that address?</p> <p>11 A. Yes, ma'am.</p> <p>12 Q. What is that address?</p> <p>13 A. That was really where I actually stayed.</p> <p>14 Q. Okay. You can set that aside.</p> <p>15 A. Okay.</p> <p>16 Q. I'm going to show you another document.</p> <p>17 MS. PETERS: (Hands document to</p> <p>18 counsel.)</p> <p>19 MR. HILKE: Thank you.</p> <p>20 MR. HANER: Thank you.</p> <p>21 (Lorianne Morrow Exhibit No. 3 was</p> <p>22 marked for identification.)</p> <p>23 Q. (By Ms. Peters) I'm going to show you a</p> <p>24 document that I've marked as Exhibit 3. I'm going</p> <p>25 to ask you to review it. It's two pages.</p>
<p>Page 42</p> <p>1 A. Yes, ma'am.</p> <p>2 Q. Where did the police officer pick you up</p> <p>3 from?</p> <p>4 A. At the same location, 2604 Benton.</p> <p>5 Q. Did you know that a police officer was</p> <p>6 coming to pick you up at 2604 Benton to give a</p> <p>7 statement?</p> <p>8 A. Yes.</p> <p>9 Q. Do you recall how you knew that?</p> <p>10 A. I really can't recall.</p> <p>11 Q. Had you talked to the police at any time</p> <p>12 about the homicide of Larry White before going to</p> <p>13 headquarters and giving a statement?</p> <p>14 A. No, ma'am.</p> <p>15 Q. Did you see -- do you recall seeing Amy</p> <p>16 McGowan at police headquarters when you gave your</p> <p>17 statement to police?</p> <p>18 A. No, ma'am. I only met her on the street</p> <p>19 and at her office.</p> <p>20 Q. Do you know an officer by the name of</p> <p>21 Vernon Huth?</p> <p>22 A. No, ma'am.</p> <p>23 Q. If you turn to the first -- the very first</p> <p>24 page of Exhibit 2 --</p> <p>25 A. Um-hum.</p>	<p>Page 44</p> <p>1 MR. HILKE: Sorry. Again, how many</p> <p>2 pages?</p> <p>3 MS. PETERS: I just have two.</p> <p>4 MR. HILKE: Me too. Thanks.</p> <p>5 Q. (By Ms. Peters) Have you seen this</p> <p>6 document before, Ms. Morrow?</p> <p>7 A. No, ma'am.</p> <p>8 Q. Okay. If you look on the front -- on the</p> <p>9 first page, it says at the top, "Interview of</p> <p>10 Lorianne Morrow taken October 26, 2004, in Jackson</p> <p>11 County Prosecutor's Office. Also present: Amy</p> <p>12 McGowan, assistant prosecuting attorney." Did I</p> <p>13 read that correctly?</p> <p>14 A. Yes, ma'am.</p> <p>15 Q. Do you recall giving a -- well, strike</p> <p>16 that.</p> <p>17 Do you know who Willis Toney is?</p> <p>18 A. He was Keith Carnes' lawyer.</p> <p>19 Q. Do you ever recall meeting with Willis</p> <p>20 Toney back in 2003, 2004, 2005?</p> <p>21 A. No, ma'am.</p> <p>22 Q. Do you recall meeting with Willis Toney</p> <p>23 and Amy McGowan on October 26, 2004?</p> <p>24 A. No, ma'am.</p> <p>25 Q. Are you denying that happened, or do you</p>

<p>1 not recall?</p> <p>2 A. I don't recall.</p> <p>3 Q. Okay. We can set that aside.</p> <p>4 A. Okay.</p> <p>5 MS. PETERS: (Hands document to</p> <p>6 counsel). I'm going to give you the</p> <p>7 double-sided just because I'm trying to</p> <p>8 save paper.</p> <p>9 Yours is two-sided.</p> <p>10 (Lorianne Morrow Exhibit No. 4 was</p> <p>11 marked for identification.)</p> <p>12 Q. (By Ms. Peters) Ma'am, I'm going to hand</p> <p>13 you a document that I've marked as Deposition</p> <p>14 Exhibit 4 and just ask you to review that.</p> <p>15 MR. HILKE: Are you asking her to</p> <p>16 read all the 41 pages of the transcript?</p> <p>17 MS. PETERS: I'm just going to ask</p> <p>18 her to review it, and I'm going to ask her</p> <p>19 if she recognizes this as her testimony.</p> <p>20 Q. (By Ms. Peters) So, no, you don't have to</p> <p>21 read every single page unless you want to.</p> <p>22 A. No, ma'am.</p> <p>23 (Off the record at 10:08 a.m.)</p> <p>24 (On the record at 10:17 a.m.)</p> <p>25 Q. (By Ms. Peters) Ms. Morrow, the document</p>	<p>1 Did I read that correctly?</p> <p>2 A. Yes.</p> <p>3 Q. And is that what you testified to at the</p> <p>4 April 2005 trial?</p> <p>5 A. Yes.</p> <p>6 Q. Is it -- did you know Larry White's uncle</p> <p>7 named Tim?</p> <p>8 A. Yes, ma'am.</p> <p>9 Q. What's Tim's last name?</p> <p>10 A. White.</p> <p>11 Q. And I understand that Tim White is</p> <p>12 deceased now; is that correct?</p> <p>13 A. Yes, ma'am.</p> <p>14 Q. How did you know Tim White?</p> <p>15 A. I knew Tim White because he grew up with</p> <p>16 my children.</p> <p>17 Q. And just for the record, Tim White was the</p> <p>18 uncle of Larry White?</p> <p>19 A. Yes, ma'am.</p> <p>20 Q. Did you talk to Tim White about the</p> <p>21 homicide of Larry White?</p> <p>22 A. Yes, ma'am.</p> <p>23 Q. When did you do that?</p> <p>24 A. I really don't remember the date.</p> <p>25 Q. Was it before you talked to police about</p>
<p>1 that I handed to you that's been marked as</p> <p>2 Exhibit 4, do you recognize that as your trial</p> <p>3 testimony from April 19, 2005, in the murder trial</p> <p>4 against Keith Carnes?</p> <p>5 A. Yes, ma'am.</p> <p>6 Q. Okay. Can you turn to page 25? Do you</p> <p>7 mind if I take a look?</p> <p>8 A. Um-hum.</p> <p>9 Q. Okay. If you look at page 25 --</p> <p>10 A. Um-hum.</p> <p>11 Q. -- on line 10:</p> <p>12 Question: "Did you ever talk to the</p> <p>13 police?"</p> <p>14 Answer: "Yes, I did."</p> <p>15 "Do you know when that was?"</p> <p>16 Answer: "On the 12th."</p> <p>17 Question: "October 12?"</p> <p>18 Answer: "(The witness nods her head.)"</p> <p>19 Question: "Six days after this?"</p> <p>20 Answer: "Yes, ma'am."</p> <p>21 Question: "Did they come to you or did</p> <p>22 you go to them?"</p> <p>23 Answer: "Well, I've known his uncle also.</p> <p>24 I was talking to his Uncle Tim about what had</p> <p>25 happened."</p>	<p>1 the homicide of Larry White?</p> <p>2 A. I really don't remember.</p> <p>3 Q. Do you recall what you told Tim White</p> <p>4 about the homicide of Larry White?</p> <p>5 A. I told him -- it was Tim White, and he had</p> <p>6 another brother -- there -- there was -- there's</p> <p>7 quite a few of those White boys, but they all</p> <p>8 deceased except a couple of them. I told them that</p> <p>9 I witnessed the murder of his nephew.</p> <p>10 Q. What else do you recall, if anything,</p> <p>11 telling Tim White?</p> <p>12 A. I was having nightmares. So it was Tim</p> <p>13 White, Michael White -- because they had a brother</p> <p>14 named Michael as well -- and they used to come down</p> <p>15 to our house -- because I used to live on Olive -- I</p> <p>16 mean Wabash, 3014 Wabash is where I used to live.</p> <p>17 And they used to come over to my house because one</p> <p>18 of them liked my sister.</p> <p>19 And I discussed what happened because I</p> <p>20 couldn't sleep, and before these last few years that</p> <p>21 this man was incarcerated, I would feel -- I really</p> <p>22 was a nervous break (sic). I got really, really</p> <p>23 sick, and I had to talk to somebody about it. And</p> <p>24 this lady reached out to me.</p> <p>25 So when I talked to her about it, I was</p>

1 sick, and I told her, "Come and do this deposition
2 for me because I might pass away." I didn't know
3 anything at that point in time if I was going to
4 make it to clear this man's name or what really
5 happened. I mean, it's still haunting me. I just
6 want this off my chest.

7 Q. I understand. When you talked to Tim
8 White about the homicide of Larry White, what --
9 what do you recall telling Tim White?

10 A. I told him that Reggie and Kiki was the
11 shooter of your nephew, and they -- I don't know.
12 It was just like a whole big old mess. And then I
13 think I also spoke to Larry's mother. I can't
14 remember her name, you know. And the -- the corner
15 where Larry was standing on is actually the
16 corner where their house used to be. Where he was
17 standing on, when he was selling drugs, it was a big
18 house on the corner where his whole family used to
19 live at.

20 Q. You told Tim White and Michael White that
21 Kiki and Reggie killed Larry White?

22 A. Yes, ma'am.

23 Q. And you don't recall when this
24 conversation happened?

25 A. I don't recall.

1 Q. What, if anything, do you recall either
2 Tim White or Michael White saying to you?

3 A. They said they was calling his sister,
4 which is Larry's mom. And I don't remember how
5 they -- we got back in touch with each other,
6 because like I said, we all -- the whole
7 neighborhood is where everybody lived at, so we grew
8 up there.

9 Q. When you told Tim White and Michael White
10 that Kiki and Reggie killed Larry White, do you
11 recall if they told you to talk to the police?

12 A. Yes, ma'am.

13 Q. What do you recall about that?

14 A. Well, they said they wanted me to talk to
15 the police about what happened and what I seen. And
16 I said, "I will do that," you know.

17 Q. So -- so it must have been your
18 conversation with Lar- -- with Tim White and Michael
19 White must have been before you talked to the
20 police; is that correct?

21 A. Yes, ma'am.

22 Q. Okay. If you look at page 26 -- I'm
23 sorry, it's just right below 25.

24 A. Oh.

25 MR. HILKE: Right here (indicating).

1 MS. PETERS: Thanks, Wally.

2 Q. (By Ms. Peters) At the top of page 26,
3 line 3, it says:

4 Question: "Did you go to the police or
5 did they come to you?"

6 Answer: "The police picked me up."

7 Question: "How did you notify that you
8 wanted to talk to them?"

9 Answer: "Through the family."

10 And then: Question: "Then did you go to
11 the police department?"

12 Answer: "Yes, ma'am."

13 Was that your testimony in April 2005,
14 Ms. Morrow?

15 A. Yes, ma'am.

16 Q. Do you recall if Larry White's family
17 contacted the police on your behalf?

18 A. I don't recall.

19 Q. Did Tim White or Michael White ever tell
20 you who they thought killed their nephew Larry
21 White?

22 A. No, they had no idea.

23 Q. Did any member of the White family tell
24 you who they believed killed their son -- excuse
25 me -- killed their relative Larry White?

1 A. No, ma'am.

2 (Lorianne Morrow Exhibit No. 5 was
3 marked for identification.)

4 Q. (By Ms. Peters) I'm going to hand you a
5 document I've marked as Exhibit 5, and ask you to
6 review that. It is one page.

7 Do you recognize what I've marked as
8 Exhibit 5, Ms. Morrow?

9 A. Yes, ma'am.

10 Q. What is that?

11 A. Swearing under oath. "When I was
12 questioned by the detective on my original police
13 statement regarding the murder of Larry White that
14 occurred on 10/6/03, I ended up stating to them that
15 I had only heard gunshots. I didn't see Keith
16 Carnes shoot Larry White. The original prosecutor,
17 Amy McGowan, coerced me in the second trial by
18 revealing to me that the shell casing were on the
19 porch of the corner house of 28th and Wabash in
20 order for me to frame Keith Carnes for the crime
21 with my testimony."

22 Q. Is this an affidavit that you signed?

23 A. Yes, ma'am.

24 Q. And that's your signature on there,
25 correct?

Page 53

1 **A. Yes, ma'am.**
 2 Q. Did you type up this affidavit?
 3 **A. No, ma'am.**
 4 Q. Who typed up this affidavit?
 5 **A. I don't really know who did this.**
 6 Q. Do you know if Keith Carnes typed up this
 7 affidavit?
 8 **A. I don't even know.**
 9 Q. Do you recall when you signed this
 10 affidavit?
 11 **A. No, ma'am.**
 12 Q. If we look at the notary signature, it
 13 says "Denise Bowlen," B-O-W-L-E-N. Do you see that?
 14 **A. Yes, ma'am.**
 15 Q. Do you know who Denise Bowlen is?
 16 **A. No, ma'am.**
 17 Q. When you signed this affidavit and had it
 18 notarized, do you recall where you did that?
 19 **A. No, ma'am, I don't recall.**
 20 Q. If you look at Denise Bowlen, the notary's
 21 signature, it says "My commission expires June 29,
 22 2015." Do you see that?
 23 **A. Yes, ma'am.**
 24 Q. Do you -- can you recall whether you
 25 signed this affidavit before June 29, 2015?

Page 54

1 **A. I can't recall, ma'am.**
 2 Q. Okay. Did you receive any phone calls
 3 from Keith Carnes while Keith Carnes was
 4 incarcerated in prison?
 5 **A. No, ma'am.**
 6 Q. I took the deposition of Keith Carnes in
 7 this lawsuit about one month ago.
 8 **A. Um-hum.**
 9 Q. And Keith Carnes testified in his
 10 deposition that he talked to you on the phone while
 11 he was incarcerated in prison for the murder of
 12 Larry White.
 13 **A. I'm -- I probably talked to him, but I**
 14 **don't recall because at the time I was really,**
 15 **really sick.**
 16 Q. Okay. Do you recall -- you don't recall
 17 who typed up this affidavit?
 18 **A. No, ma'am, I don't.**
 19 Q. Do you recall how you received this
 20 affidavit?
 21 **A. I've never received -- I never had this**
 22 **affidavit with me at all. Like I said, all this**
 23 **from the trial, I've never seen any of it.**
 24 Q. I believe you testified last Friday that
 25 you have a son named Junius Morrow?

Page 55

1 **A. Yes, Junius Morrow.**
 2 Q. How does Junius Morrow spell his first
 3 name?
 4 **A. J-U-N-I-U-S.**
 5 Q. I asked you that for the court reporter.
 6 **A. Okay.**
 7 Q. Did you ever have any conversations with
 8 your son Junius Morrow about the homicide of Larry
 9 White?
 10 MR. HILKE: Object to the foundation.
 11 You can answer.
 12 **A. Well, I'm -- the -- how I know about**
 13 **everything, my -- I had two nephews. Wayland and**
 14 **Robert Morrow is my two nephews was incarcerated**
 15 **with Keith Carnes, and they -- you know, I can**
 16 **remember them calling me about the situation, but I**
 17 **can't remember Keith calling. He might have called**
 18 **me.**
 19 Q. (By Ms. Peters) And when your two nephews
 20 who are incarcerated with Keith Carnes called you
 21 about the situation, you mean the -- the homicide of
 22 Larry White?
 23 **A. Yes.**
 24 Q. And did your two nephews call you from
 25 prison?

Page 56

1 **A. Yes, ma'am.**
 2 Q. Do you recall about when those phone calls
 3 occurred?
 4 **A. When I first got a call from my nephew, it**
 5 **was like maybe the end of 2013.**
 6 Q. Do you recall about how many phone calls
 7 you had with your two nephews from prison?
 8 **A. Two.**
 9 Q. Can -- so the first phone call -- two
 10 phone calls?
 11 **A. Um-hum.**
 12 Q. Yes?
 13 **A. Yes.**
 14 Q. Let's talk about the first phone call
 15 first. The first phone call that you received from
 16 your nephews that were incarcerated from prison, do
 17 you recall which nephew or both --
 18 **A. Wayland.**
 19 Q. What's Wayland's last name?
 20 **A. Morrow.**
 21 Q. Do you recall what Wayland Morrow was
 22 incarcerated -- what prison?
 23 **A. He was -- it was in the same prison with**
 24 **Mr. Carnes.**
 25 Q. Do you know how Wayland spells his first

<p>1 name?</p> <p>2 A. I don't know. No.</p> <p>3 Q. What was -- and Wayland called you,</p> <p>4 correct?</p> <p>5 A. Correct.</p> <p>6 Q. What do you recall being said between you</p> <p>7 and Wayland in that first phone call?</p> <p>8 A. He called me. He read his -- what they</p> <p>9 call discovery when they get in prison. And he said</p> <p>10 that everything -- he said, "It don't look right.</p> <p>11 Everything that discovery look -- look false, like,</p> <p>12 fake." In the discovery, they got big old paperwork</p> <p>13 they give you when you're in prison. And he's</p> <p>14 saying, "This man is really innocent, Auntie. Maybe</p> <p>15 you should try to talk to somebody about this."</p> <p>16 Q. Okay. What do you recall saying to your</p> <p>17 nephew Wayland during that first phone call?</p> <p>18 A. When we -- when we talked, I said, I</p> <p>19 was -- "I don't know who to contact about it."</p> <p>20 And then he said, "Well, maybe he can get</p> <p>21 somebody to help him, and they probably need to talk</p> <p>22 to you," which I never talked to anybody that was</p> <p>23 representing him afterwards when he was</p> <p>24 incarcerated, so...</p> <p>25 Q. When your nephew Wayland said, "Maybe you</p>	<p>Page 57</p> <p>1 said to me. It was just a brief conversation.</p> <p>2 Q. And Robert Morrow said to you, "The</p> <p>3 discovery doesn't look right, Auntie"?</p> <p>4 A. Yes, ma'am.</p> <p>5 Q. And did you receive anything in the mail</p> <p>6 from your nephew Robert from prison?</p> <p>7 A. No, ma'am.</p> <p>8 Q. And you don't recall ever having any phone</p> <p>9 conversations with Keith Carnes from prison?</p> <p>10 A. I maybe have -- had a phone conversation</p> <p>11 with him probably during the time I was sick, maybe</p> <p>12 like after 2014, because 2014, August the 8th,</p> <p>13 that's when I got really, really sick, and I was in</p> <p>14 the hospital.</p> <p>15 Q. Okay. But as you sit here today, you do</p> <p>16 not recall?</p> <p>17 A. I do not recall.</p> <p>18 Q. Do you recall either one of your nephews</p> <p>19 who were incarcerated with Keith Carnes asking you</p> <p>20 to sign an affidavit?</p> <p>21 A. I recall -- it wasn't my nephew at the</p> <p>22 time. We're going to go back to Junius Morrow, my</p> <p>23 son, and he was also incarcerated with Keith Carnes,</p> <p>24 and I think he signed an affidavit as well.</p> <p>25 Q. Did this document that we're looking at</p>
<p>Page 58</p> <p>1 should talk to him," who was he referring to?</p> <p>2 A. He was talking to, I think, at this</p> <p>3 point -- Keith had another attorney trying to help</p> <p>4 him with getting out of this mess.</p> <p>5 Q. What else do you recall from that first</p> <p>6 phone call between you and Wayland?</p> <p>7 A. I don't recall too much. He just said, "I</p> <p>8 love you, Auntie, and just look at the discovery."</p> <p>9 You know, I've never had any -- a hold of his</p> <p>10 discovery, so I wouldn't know what to look for.</p> <p>11 Q. Did your nephew Wayland mail you anything?</p> <p>12 A. No, ma'am.</p> <p>13 Q. So this second phone call that happened</p> <p>14 between you and your nephews from prison, how soon</p> <p>15 did that phone call occur after the first phone call</p> <p>16 between you and Wayland?</p> <p>17 A. Maybe a couple of months.</p> <p>18 Q. And the second phone call was between you</p> <p>19 and whom?</p> <p>20 A. Robert.</p> <p>21 Q. Robert?</p> <p>22 A. Robert Morrow, yes.</p> <p>23 Q. And what do you recall being said in that</p> <p>24 second phone call between you and Robert Morrow?</p> <p>25 A. He said the same thing as Wayland Morrow</p>	<p>Page 59</p> <p>1 that's been marked as Exhibit 5, do you recall if</p> <p>2 anyone asked you to sign an affidavit similar to</p> <p>3 this?</p> <p>4 A. I -- I wrote one for his lawyer at the</p> <p>5 time that he was trying to get him out of jail. I</p> <p>6 did do affidavits because I went down to Commerce</p> <p>7 Bank and had it notarized. So you'll probably see</p> <p>8 it was on a piece of paper.</p> <p>9 Q. Okay. You're talking about a different</p> <p>10 affidavit?</p> <p>11 A. Yes.</p> <p>12 Q. Is the affidavit that you've signed that's</p> <p>13 been marked Exhibit 5, is that a true statement?</p> <p>14 A. Yes, ma'am.</p> <p>15 Q. In this Exhibit 5, your affidavit that you</p> <p>16 signed, there's nothing in this affidavit that talks</p> <p>17 about the police or the detectives that took your</p> <p>18 statement, right?</p> <p>19 MR. HILKE: Object to form.</p> <p>20 A. Right. Correct. Can I say something?</p> <p>21 MR. HILKE: You have to wait for a</p> <p>22 question.</p> <p>23 THE WITNESS: Okay.</p> <p>24 Q. (By Ms. Peters) My question is going to</p> <p>25 be what do you -- what would you like to say?</p>

1 **A. Okay. In all this, the police department**
 2 **didn't know about what Amy did, so I just want to**
 3 **make that clear because the detective didn't have**
 4 **anything to do with that. It was -- I was just**
 5 **coerced to say what I was supposed to say, and**
 6 **that's how they got involved.**
 7 Q. How do you know that the police didn't
 8 know what Amy did?
 9 **A. Because they didn't, because she came to**
 10 **me, not -- the police didn't make me say these**
 11 **things. Amy told me to say these things, and I was**
 12 **threatened. And I didn't want to go to prison.**
 13 **Like I said, I have -- at the time my kids was**
 14 **young, and I had to take care of my children.**
 15 Q. And you talked to Amy McGowan before you
 16 ever talked to the police, right?
 17 **A. Yes, ma'am.**
 18 Q. So when you talked to the police, did you
 19 just report to the police what Amy McGowan told you
 20 to say?
 21 **A. Yes, ma'am.**
 22 MR. HILKE: Wait a minute.
 23 **THE WITNESS: Sorry.**
 24 MR. HILKE: It's okay.
 25 Object to form, misstates testimony.

1 You can answer.
 2 **A. Yes, ma'am.**
 3 Q. (By Ms. Peters) So when you told the
 4 police that Keith Carnes did it, you were telling
 5 the police what Amy McGowan told you to say?
 6 MR. HILKE: Same objection.
 7 You can answer.
 8 **A. Yes, ma'am.**
 9 Q. (By Ms. Peters) And when Amy McGowan met
 10 with you the two times we've already discussed,
 11 there were no police officers around?
 12 **A. Wasn't none around at all.**
 13 Q. So did the police actually coerce your
 14 statement to them?
 15 MR. HILKE: Object to form.
 16 You can answer.
 17 **A. I was -- when I told them what I was told**
 18 **to say, that's what I told the police officer. They**
 19 **had nothing to do with the statement. I just was**
 20 **told to tell them that Keith Carnes murdered this**
 21 **young man.**
 22 Q. (By Ms. Peters) Okay. So the two
 23 detectives that you talked to, did you actually tell
 24 them then that Reggie and Kiki did the shooting?
 25 **A. Yes, ma'am, I explained it to them. Yes,**

1 **ma'am.**
 2 Q. And they told you, "No, Keith Carnes did
 3 it"?
 4 **A. I don't -- I can't remember everything**
 5 **that happened because it was so long ago.**
 6 Q. But at any rate, you told the police that
 7 Keith Carnes did it because Amy McGowan had told you
 8 to say that?
 9 **A. Yes.**
 10 MR. HILKE: Same objection.
 11 You can answer.
 12 **A. Yes, ma'am.**
 13 Q. (By Ms. Peters) The police never told you
 14 to say it was Keith Carnes?
 15 MR. HILKE: Objection, misstates the
 16 testimony.
 17 You can answer.
 18 **A. I don't remember how everything went down.**
 19 Q. (By Ms. Peters) When you met with Amy
 20 McGowan on the two times we've talked about already
 21 that you met with her, you were afraid?
 22 **A. Yes, ma'am.**
 23 Q. Your testimony is that Amy McGowan
 24 threatened you, correct?
 25 **A. Correct.**

1 Q. And you've also testified today after you
 2 met with Amy McGowan in her office that you agreed
 3 with Amy McGowan that you were going to say it was
 4 Keith Carnes, correct?
 5 **A. Correct.**
 6 Q. So as you sit here today, do you believe
 7 that the police detectives that took your statement
 8 told you to say it was Keith Carnes, or is that
 9 something that you volunteered to them because you
 10 were afraid?
 11 MR. HILKE: Object. Object to form.
 12 You can answer.
 13 **A. I was afraid so I volunteered that to**
 14 **them.**
 15 Q. (By Ms. Peters) Okay. And you never told
 16 the police detectives that you had a meeting with
 17 Amy McGowan before meeting with them; is that
 18 correct?
 19 **A. That's correct.**
 20 Q. You had never told the police detectives
 21 that Amy McGowan had threatened you?
 22 **A. No, ma'am.**
 23 Q. You never told the police detectives that
 24 Amy McGowan told you to say it was Keith Carnes?
 25 **A. No, ma'am.**

<p style="text-align: right;">Page 65</p> <p>1 Q. So you told -- if I understand you right,</p> <p>2 you told the detectives that Kiki and Reggie killed</p> <p>3 Keith Carnes; is that correct?</p> <p>4 A. Correct.</p> <p>5 Q. And then you also told detectives that</p> <p>6 Keith Carnes killed Larry White because you were</p> <p>7 afraid?</p> <p>8 A. Correct.</p> <p>9 Q. The police never told you who to say</p> <p>10 killed Larry White, correct?</p> <p>11 MR. HILKE: Object to form, misstates</p> <p>12 testimony.</p> <p>13 You can answer.</p> <p>14 A. No.</p> <p>15 Q. (By Ms. Peters) So the police detectives</p> <p>16 never told you to say it was Keith Carnes, correct?</p> <p>17 MR. HILKE: Same objection.</p> <p>18 Q. (By Ms. Peters) I'm just trying to</p> <p>19 clarify.</p> <p>20 A. No. No.</p> <p>21 Q. Okay. I think I understand.</p> <p>22 The police detectives never told you to</p> <p>23 say Keith Carnes shot and killed Larry White,</p> <p>24 correct?</p> <p>25 MR. HILKE: Same objection and asked</p>	<p style="text-align: right;">Page 67</p> <p>1 (Lorianne Morrow Exhibit No. 6 was</p> <p>2 marked for identification.)</p> <p>3 Q. (By Ms. Peters) Ms. Morrow, I'm going to</p> <p>4 hand you a document that I've marked as Exhibit 6,</p> <p>5 and I'm going to present to you -- I'm going to</p> <p>6 allow you to look at this, but I'm going to present</p> <p>7 to you that this is a copy of your testimony from</p> <p>8 Keith Carnes' trial in 2021. And I have just a</p> <p>9 handful of questions for you about that.</p> <p>10 MR. HILKE: Just for the record,</p> <p>11 you're asking her to look at it but not to</p> <p>12 read every page at this point, correct?</p> <p>13 MS. PETERS: Correct, Wally.</p> <p>14 A. Okay. How much do you want me --</p> <p>15 Q. No, you don't need to read all of it,</p> <p>16 okay?</p> <p>17 A. Okay.</p> <p>18 Q. Ma'am, what I've marked as Exhibit 6, did</p> <p>19 you get a chance to look at that document?</p> <p>20 A. 6, what page?</p> <p>21 Q. It's -- that I marked as Exhibit 6.</p> <p>22 A. Yes.</p> <p>23 Q. Did you get a chance to review that?</p> <p>24 A. Yes, ma'am.</p> <p>25 Q. And does Exhibit 6 appear to be your</p>
<p style="text-align: right;">Page 66</p> <p>1 and answered.</p> <p>2 A. Correct.</p> <p>3 Q. (By Ms. Peters) Okay. Thank you.</p> <p>4 A. Maybe you had to put it another way. I</p> <p>5 don't know.</p> <p>6 Q. And the police detectives never told you</p> <p>7 to say that Kiki and Reggie killed Larry White,</p> <p>8 correct?</p> <p>9 A. Correct.</p> <p>10 Q. Okay. This Exhibit No. 5, ma'am, in front</p> <p>11 of you, do you recall if this is the first time that</p> <p>12 you identified on paper that Amy McGowan coerced you</p> <p>13 at the trial?</p> <p>14 MR. HILKE: Objection to foundation.</p> <p>15 You can answer.</p> <p>16 A. Correct. This is the first time I've seen</p> <p>17 this paper.</p> <p>18 Q. (By Ms. Peters) When is the -- do you</p> <p>19 recall the first time you ever told anyone that Amy</p> <p>20 McGowan told you to identify Keith Carnes as the</p> <p>21 shooter?</p> <p>22 A. I don't remember.</p> <p>23 Q. Okay. You can set this aside.</p> <p>24 MS. PETERS: I paper-clipped that --</p> <p>25 it's two-sided -- for you guys.</p>	<p style="text-align: right;">Page 68</p> <p>1 testimony at Keith Carnes' habeas trial?</p> <p>2 A. Yes, ma'am.</p> <p>3 Q. Okay.</p> <p>4 MR. HILKE: Just for the record, you</p> <p>5 looked at, like, the first six pages,</p> <p>6 correct?</p> <p>7 THE WITNESS: Yes.</p> <p>8 Q. (By Ms. Peters) Do you need to look at</p> <p>9 more of it?</p> <p>10 A. No.</p> <p>11 Q. Okay. Just looking at the first six</p> <p>12 pages, you recognize that that's your testimony?</p> <p>13 A. Yes, ma'am.</p> <p>14 Q. Okay. Can you turn to page 63?</p> <p>15 And at the very top of page 63, the</p> <p>16 question is "So is it your testimony today that you</p> <p>17 lied to both police and during the trial that Keith</p> <p>18 Carnes was the shooter?"</p> <p>19 Answer: "Yes, ma'am, I did."</p> <p>20 Question: "And is it your testimony</p> <p>21 that" -- strike that.</p> <p>22 Question: "And is it your testimony this</p> <p>23 the reason you lied is because you were coerced by</p> <p>24 Amy McGowan?"</p> <p>25 Answer: "Yes, ma'am."</p>

<p style="text-align: right;">Page 69</p> <p>1 Question: "And because you were scared of 2 Reggie Thomas?"</p> <p>3 Answer: "Yes, ma'am."</p> <p>4 Question: "And because you also had some 5 pressure from Larry White's family?"</p> <p>6 Answer: "Yes."</p> <p>7 Did I read that correctly?</p> <p>8 A. It shouldn't have been answered "Yes." It 9 was "No." That's incorrect.</p> <p>10 Q. Which -- which question and answer should 11 be "No"?</p> <p>12 A. "And because you also had some pressure 13 from Larry White's family?"</p> <p>14 Q. Okay. Did you testify -- let me ask you 15 about that question: At Keith Carnes' habeas trial, 16 did you testify that, yes, Larry White's family 17 pressured you, and that's why you said it was Keith 18 Carnes?</p> <p>19 MR. HILKE: Objection to foundation 20 and asked and answered. 21 You can answer.</p> <p>22 A. It should have been "No." When they asked 23 me that question, it was yes because they never 24 ever pressured me to do anything.</p> <p>25 Q. (By Ms. Peters) Okay. Okay. I</p>	<p style="text-align: right;">Page 71</p> <p>1 Q. Yes.</p> <p>2 A. At the trial, Reggie was there; and when I 3 was testifying, he did me like this (demonstrating). 4 So I constantly move around just not to be 5 threatened anymore.</p> <p>6 MS. PETERS: And just for the record, 7 I'm going to state that when the witness 8 said, "Reggie did this," she took her hand 9 and moved it across her throat.</p> <p>10 Q. (By Ms. Peters) Correct?</p> <p>11 A. Correct.</p> <p>12 Q. Okay. You can set that aside. Do you 13 need to use the restroom?</p> <p>14 A. Now I do.</p> <p>15 Q. I figured. Let's take a quick break. 16 (Off the record at 10:59 a.m.) 17 (On the record at 11:05 a.m.) 18 (Lorianne Morrow Exhibit No. 7 was 19 marked for identification.)</p> <p>20 Q. (By Ms. Peters) Ms. Morrow, I'm going to 21 hand you a document I've marked as Exhibit 7. It's 22 two pages. Do you recognize that document?</p> <p>23 A. Yes.</p> <p>24 Q. What is it?</p> <p>25 A. Affidavits (sic).</p>
<p style="text-align: right;">Page 70</p> <p>1 understand that, and my question is a little bit 2 different. My question is at Keith Carnes' habeas 3 trial when you were asked "And because you also had 4 some pressure from Larry White's family?" Did you 5 testify "Yes"?</p> <p>6 A. I said -- it said "Yes" right here, but I 7 don't remember saying "Yes" to that question because 8 there was so many questions asked by different 9 people.</p> <p>10 Q. I understand. As you sit here today, your 11 testimony is Larry White's family never pressured 12 you?</p> <p>13 A. Yes, ma'am.</p> <p>14 Q. Is it your testimony today still that you 15 lied to both police and during the trial of Keith 16 Carnes saying that Keith Carnes was the shooter?</p> <p>17 A. Correct.</p> <p>18 Q. And the reason that you lied is because 19 you felt pressure from Amy McGowan?</p> <p>20 A. Yes, ma'am.</p> <p>21 Q. And the reason you lied to police and at 22 trial is also because you were afraid of Reggie 23 Thomas?</p> <p>24 A. Yes, ma'am.</p> <p>25 Can I say something?</p>	<p style="text-align: right;">Page 72</p> <p>1 Q. Is this your affidavit that you signed on 2 October 3, 2014?</p> <p>3 A. Yes.</p> <p>4 Q. I have just a couple of questions for you 5 about this affidavit --</p> <p>6 A. Okay.</p> <p>7 Q. -- okay?</p> <p>8 On the first page, where it says at the 9 top, "One day I was walking down 28th Street heading 10 to Michael Thompson's house," do you see that?</p> <p>11 A. Yes.</p> <p>12 Q. Okay. I'm going to read it because I have 13 a question for you: "One day I was walking 14 down 28th Street heading to Michael Thompson's house 15 at 2604 Benton when two white police officers pulled 16 up and said my name, and they told me the district 17 attorney needed to talk with me. They placed me in 18 the police car and took me downtown. I went to a 19 office where the prosecutor lady name Amy was at." 20 Did I read that correctly?</p> <p>21 A. Yes.</p> <p>22 Q. Is this referring to the time that you met 23 with Amy in her office?</p> <p>24 A. Yes, ma'am.</p> <p>25 Q. Okay.</p>

1 **A. No, no, no. Take that back. It was**
 2 **afterwards again, I guess, before the trial was;**
 3 **because the first time Anthony took -- I just**
 4 **remembered this one. Anthony took me down there. I**
 5 **forgot what they call the man, but he -- he works in**
 6 **the office.**

7 Q. So you have already talked about a time
 8 where Anthony picked you up and took you to Amy
 9 McGowan's office, correct?

10 **A. Correct.**

11 Q. And so when we look at your affidavit here
 12 that's been marked as Exhibit 7, did you meet with
 13 Amy McGowan on another occasion in her office?

14 **A. I'm thinking I did, yes.**

15 Q. Do you recall?

16 **A. I don't recall, but it had to have been**
 17 **when they picked me up.**

18 Q. Okay. Is this accurate that two white
 19 police officers pulled up and took you to the
 20 district attorney's office?

21 **A. Yes, ma'am, they was in an unmarked car.**

22 Q. Okay. Do you recall the names of those
 23 two officers?

24 **A. No, ma'am.**

25 Q. Do you recall that they put you in the car

1 and then took you to Amy McGowan's office?

2 **A. Yes, ma'am.**

3 Q. Okay. So this would have been a second
 4 meeting you had with Amy McGowan in her office -- a
 5 third meeting all together with Amy McGowan?

6 **A. Yes.**

7 Q. Do you recall if this meeting with Amy
 8 McGowan where the two white police officers picked
 9 you up, was that before or after you talked to the
 10 police?

11 MR. HILKE: Objection to foundation.

12 You can answer.

13 **A. It was after.**

14 Q. (By Ms. Peters) Okay.

15 **A. I'm going to say.**

16 Q. Do you recall what happened at this third
 17 meeting with Amy McGowan?

18 **A. I can't really recall all the things that**
 19 **was said and done.**

20 Q. And I'm going to show you -- I'm going to
 21 have to look at this for a minute. I'm going to
 22 direct your attention to this line here in the
 23 middle of the first page (indicating).

24 **A. Right here (indicating)?**

25 Q. Yeah. Where it starts with "Right after,"

1 do you see that?

2 **A. Okay.**

3 Q. It says in your affidavit "Right after
 4 that, she called somebody to come get me, and those
 5 two same white officers came back and picked me up
 6 and dropped me back off." Did I read that
 7 correctly?

8 **A. Correct.**

9 Q. And do you recall anything about these two
 10 white officers picking you up from Amy McGowan's
 11 office and dropping you back off?

12 **A. Well, the funny thing is they had a**
 13 **picture of me I guess because -- I don't know what**
 14 **trial it was. They was trying to actually find me,**
 15 **and at this point I'm still afraid for my life. I'm**
 16 **still afraid for everything that's going on. So I**
 17 **left and I moved to Olathe, Kansas. I did a lot of**
 18 **moving around.**

19 Q. Okay. In the car ride with the two white
 20 police officers to Amy McGowan's office, do you
 21 remember any conversation you had with the two white
 22 police officers?

23 **A. The only thing they said they was looking**
 24 **for me about the trial, so they picked me up and**
 25 **that was it. It was nothing else after that.**

1 Q. Okay. And when the two white police
 2 officers picked you up from Amy McGowan's office, do
 3 you recall any conversation with the two white
 4 police officers during that time?

5 **A. No, ma'am.**

6 Q. Did these two white police officers ever
 7 threaten you?

8 **A. No, ma'am.**

9 Q. Did these two white police officers ever
 10 tell you what to say at trial?

11 **A. No, ma'am.**

12 Q. Do you recall if these two white police
 13 officers were different than the two detectives that
 14 took your statement?

15 **A. They was different, yes, ma'am.**

16 Q. You had no conversation with these two
 17 white police officers about the homicide of Larry
 18 White; is that correct?

19 **A. Only thing they had said to me they was**
 20 **picking me up to take me to go meet Amy, and that**
 21 **was it.**

22 Q. Okay. Ma'am, I don't have any further
 23 questions for you. I appreciate your time.

24 **A. Okay.**

25

<p style="text-align: right;">Page 77</p> <p>1 EXAMINATION</p> <p>2 BY MR. HANER:</p> <p>3 Q. I'll have a few. Ms. Morrow, I'm Josh</p> <p>4 Haner. I represent defendant, Amy McGowan, in this</p> <p>5 matter, so I have some follow-up questions.</p> <p>6 Just to conclude, I've heard a few</p> <p>7 different things in the testimony today.</p> <p>8 Did you meet with Amy two or three times?</p> <p>9 MR. HILKE: Object to foundation.</p> <p>10 You can answer.</p> <p>11 A. I think it was probably three because</p> <p>12 the -- the last time the police officer picked me up</p> <p>13 off -- going to my friend's house, and they had my</p> <p>14 picture. And I think this was during trial they was</p> <p>15 trying to find me because I was afraid. I was</p> <p>16 trying to get away.</p> <p>17 Q. (By Mr. Haner) And you said, "during</p> <p>18 trial." What trial?</p> <p>19 MR. HILKE: Objection to foundation.</p> <p>20 You can answer.</p> <p>21 A. I think this was the second trial if I'm</p> <p>22 correct. I don't remember.</p> <p>23 Q. (By Mr. Haner) Okay. And is it your</p> <p>24 understanding that Amy McGowan was involved in the</p> <p>25 second trial?</p>	<p style="text-align: right;">Page 79</p> <p>1 MR. HILKE: Objection to form, asked</p> <p>2 and answered.</p> <p>3 You can answer.</p> <p>4 A. I really -- I would say maybe two or three</p> <p>5 days.</p> <p>6 Q. (By Mr. Haner) And what was your</p> <p>7 understanding of how Amy McGowan two to three days</p> <p>8 after the murder knew that you had actually</p> <p>9 witnessed the murder?</p> <p>10 A. I'm assuming that Wendy told her that I</p> <p>11 was there as well -- Wendy Lockett told her that I</p> <p>12 witnessed the murder.</p> <p>13 Q. And was Wendy Lockett at the scene when</p> <p>14 the murder happened?</p> <p>15 A. Yes, sir.</p> <p>16 Q. And how do you know Wendy Lockett?</p> <p>17 A. Me and Wendy Lockett grew up together, so</p> <p>18 I've been knowing her a long time.</p> <p>19 Q. Do you consider yourselves friends?</p> <p>20 A. No.</p> <p>21 Q. Why not?</p> <p>22 A. She's a snake.</p> <p>23 Q. And how so?</p> <p>24 A. Well, if I go back to the point to where</p> <p>25 one of her sisters got killed, like, in the</p>
<p style="text-align: right;">Page 78</p> <p>1 A. Yes.</p> <p>2 Q. And do you know around what year this was?</p> <p>3 A. No, sir.</p> <p>4 Q. Do you believe it was 2003?</p> <p>5 MR. HILKE: Objection to form.</p> <p>6 You can answer.</p> <p>7 A. I don't remember.</p> <p>8 Q. (By Mr. Haner) Okay. So you don't know</p> <p>9 about how many years after you saw the murder that</p> <p>10 you were picked up for the second -- for the trial?</p> <p>11 You don't know that gap?</p> <p>12 A. I really don't know the gap.</p> <p>13 Q. Okay. And so your testimony was you met</p> <p>14 with Amy when she kind of pulled up on you in the</p> <p>15 streets initially a week after the murder; is that</p> <p>16 correct?</p> <p>17 A. Correct, but she -- can I explain to you?</p> <p>18 Q. Yeah.</p> <p>19 A. She pulled up on 29th Street. Wendy</p> <p>20 the -- Lockett was talking to her, and I don't know</p> <p>21 what they was saying, but she pulled -- she asked me</p> <p>22 to come to her car, so that's why I'm -- what</p> <p>23 happened.</p> <p>24 Q. And about how many days after the murder</p> <p>25 was this?</p>	<p style="text-align: right;">Page 80</p> <p>1 early '70s and she had something to do with it, but</p> <p>2 she never got charged with it. And then she's an</p> <p>3 informant for the police officers, you know, and she</p> <p>4 was an informant for Amy.</p> <p>5 Q. And how do you know that she was an</p> <p>6 informant for Amy?</p> <p>7 A. She told me.</p> <p>8 Q. What did she say?</p> <p>9 A. That she worked -- she's working for the</p> <p>10 prosecutor's office, and she was an informant, and</p> <p>11 she -- you know, she was informing for the drug task</p> <p>12 force because they had ran all of these older people</p> <p>13 out of their house -- apartments, and those</p> <p>14 buildings was nothing but drug -- it wasn't like</p> <p>15 that at first.</p> <p>16 Q. And so she told you that she was an</p> <p>17 informant?</p> <p>18 A. Yes, sir.</p> <p>19 Q. And how did that come up in a</p> <p>20 conversation?</p> <p>21 A. She was just talking. She was like --</p> <p>22 when Wendy get high on drugs, she just run her</p> <p>23 mouth, period.</p> <p>24 Q. And in that area did Keith Carnes sell</p> <p>25 drugs in the area of the scene of the murder?</p>

<p style="text-align: right;">Page 81</p> <p>1 A. Yes.</p> <p>2 Q. And Reggie Thomas also sold drugs?</p> <p>3 A. He was the big-time deal. He was the one</p> <p>4 that brought the drugs for them to sell.</p> <p>5 Q. Okay. And you would get drugs from Reggie</p> <p>6 Thomas?</p> <p>7 A. Yes.</p> <p>8 Q. Would you get drugs from Keith Carnes?</p> <p>9 A. Yes.</p> <p>10 Q. And there was no issue with Wendy being at</p> <p>11 the drug house when she's a known snitch?</p> <p>12 MR. HILKE: Object to form and</p> <p>13 foundation.</p> <p>14 But you can answer.</p> <p>15 A. They probably didn't know she was a</p> <p>16 snitch. At that time they probably didn't know it.</p> <p>17 Q. (By Mr. Haner) But you knew it at the</p> <p>18 time?</p> <p>19 A. Yes.</p> <p>20 Q. And then -- so it's your understanding</p> <p>21 that Amy knew you were a relevant witness when she</p> <p>22 pulled up on the streets because Wendy Lockett had</p> <p>23 told her that you were in fact at the crime scene?</p> <p>24 A. Yes, sir.</p> <p>25 Q. And prior to Amy rolling up on you on the</p>	<p style="text-align: right;">Page 83</p> <p>1 also -- you stated that she had the murder weapon in</p> <p>2 her office at this time?</p> <p>3 A. Yes, sir.</p> <p>4 Q. How was the murder weapon stored in her</p> <p>5 office?</p> <p>6 A. It was stored with -- I guess with the --</p> <p>7 the case file on the murder because it was just</p> <p>8 sitting, like, up against the wall.</p> <p>9 Q. In a case file?</p> <p>10 A. No. She had boxes sitting up there, and</p> <p>11 then next to the boxes, there was the gun.</p> <p>12 Q. And what was the gun packaged in?</p> <p>13 A. It wasn't packaged. It just had a tag on</p> <p>14 it.</p> <p>15 Q. And it was just a loose gun?</p> <p>16 A. Yes.</p> <p>17 Q. And did you also see a case file that</p> <p>18 Ms. McGowan had for the Larry White homicide?</p> <p>19 MR. HILKE: Objection to foundation.</p> <p>20 You can answer.</p> <p>21 A. I don't remember seeing the case file. I</p> <p>22 just remember seeing photos of everything.</p> <p>23 Q. (By Mr. Haner) So all she had was photos</p> <p>24 and the gun?</p> <p>25 MR. HILKE: Objection, form.</p>
<p style="text-align: right;">Page 82</p> <p>1 streets, you hadn't talked to any police?</p> <p>2 A. Yes, sir.</p> <p>3 MR. HILKE: So the question was you</p> <p>4 hadn't -- had not talked to any --</p> <p>5 MR. HANER: Sorry. I'll clear it up.</p> <p>6 Q. (By Mr. Haner) Before Amy found you on</p> <p>7 the streets, according to you, at that time had you</p> <p>8 spoken to any police about the murder?</p> <p>9 A. No, sir.</p> <p>10 Q. And then when was your second meeting with</p> <p>11 Amy?</p> <p>12 MR. HILKE: Objection, asked and</p> <p>13 answered.</p> <p>14 You can answer.</p> <p>15 A. In her office.</p> <p>16 Q. (By Mr. Haner) And was that before you</p> <p>17 had spoken to police?</p> <p>18 A. Yes, sir.</p> <p>19 Q. And this is when an Italian man, Anthony,</p> <p>20 picked you up and took you to her office?</p> <p>21 MR. HILKE: Objection, asked and</p> <p>22 answered.</p> <p>23 You can answer.</p> <p>24 A. Yes, sir.</p> <p>25 Q. (By Mr. Haner) Okay. And I believe you</p>	<p style="text-align: right;">Page 84</p> <p>1 You can answer.</p> <p>2 A. Yes.</p> <p>3 Q. (By Mr. Haner) And how do you know that</p> <p>4 the -- the gun she had in her office at that time</p> <p>5 was the murder weapon?</p> <p>6 A. That's the one the police confiscated, the</p> <p>7 AK-47.</p> <p>8 Q. So is it your understanding that at this</p> <p>9 second meeting with her in her office before you had</p> <p>10 talked to the police, the police had already</p> <p>11 confiscated the gun and given it to the prosecutor?</p> <p>12 A. Yes.</p> <p>13 MR. HILKE: Objection, foundation.</p> <p>14 You can answer.</p> <p>15 A. Yes.</p> <p>16 Q. (By Mr. Haner) And you mentioned in this</p> <p>17 second meeting that she showed you some photos. Was</p> <p>18 it a photo lineup or a photo book?</p> <p>19 MR. HILKE: Form.</p> <p>20 You can answer.</p> <p>21 A. It was a photo book, but she took the --</p> <p>22 the lineup pictures out of the book. Like it was</p> <p>23 like three at the top, three at the bottom.</p> <p>24 Q. (By Mr. Haner) And I believe you</p> <p>25 previously testified that when she first met with</p>

1 you when she rolled up on the -- rolled up on you on
 2 the streets, that she had a photo book?
 3 **A. Yes, sir.**
 4 Q. Is it the same photo book that was shown
 5 in the office in the second meeting?
 6 **A. I don't really think so. It just had --**
 7 **not the photo book, but the -- a single picture**
 8 **of --**
 9 Q. Yeah.
 10 **A. -- Mr. Carnes and a six-picture photo of**
 11 **Kiki and Reggie.**
 12 Q. Knowing that you hadn't talked to the
 13 police, were you surprised to see that this woman
 14 had photos of people that were at the scene of the
 15 murder?
 16 **A. I was really surprised.**
 17 Q. Why were you surprised?
 18 **A. Because I -- I've never seen a prosecutor**
 19 **come on the scene be- -- for a police officer to**
 20 **talk to witnesses, I've never seen that done.**
 21 Q. And why do you believe you had not seen
 22 that done before?
 23 **A. Because this is the first time I ever**
 24 **witnessed a murder, and I didn't know what was going**
 25 **around. This is just new to me. Like I said, I've**

1 **lived in this area for years, and we never had these**
 2 **type of problem.**
 3 Q. So you had never heard of a situation
 4 where the prosecutor had more facts about an
 5 investigation of a murder before the cops did?
 6 MR. HILKE: Form.
 7 You can answer.
 8 **A. Correct.**
 9 Q. (By Mr. Haner) And you believe that
 10 Ms. McGowan would have had these correct facts on
 11 who was at the murder from her snitch Wendy Lockett?
 12 **A. Correct.**
 13 Q. And at the first meeting with her that
 14 you -- allegedly happened on the streets, did she
 15 threaten and coerce you at that time?
 16 **A. Yes, sir.**
 17 Q. And how so?
 18 **A. Threatened that if -- plant drugs on me**
 19 **and put me in jail. And I don't have a record.**
 20 Q. Did you find the alleged threat to be
 21 credible that a prosecutor would somehow plant drugs
 22 on you?
 23 **A. Yes.**
 24 Q. And why did you believe that to be
 25 credible?

1 **A. Because there are -- there are --**
 2 **prosecutors and police officers are crooked.**
 3 Q. And so the threats were to plant drugs on
 4 you and then to make you catch a case?
 5 **A. Yes.**
 6 Q. What were the other threats?
 7 **A. It was the same thing: Taking my children**
 8 **away from me, and I wasn't about to have that, no.**
 9 Q. How did she threaten to take your children
 10 away?
 11 **A. If you put me in jail, then my children**
 12 **are gone. They're going to be -- well, they're**
 13 **going to be with their father anyway, but, you know,**
 14 **I don't want to be separated from my kids, no.**
 15 Q. And so those are the two threats made on
 16 the street?
 17 **A. Yes.**
 18 Q. And was she vocalizing those threats from
 19 the driver's seat of a vehicle?
 20 **A. Yes.**
 21 Q. And you came and approached the driver's
 22 side of the car?
 23 **A. She called me to the passenger side of the**
 24 **car because when she -- when Wendy Lockett -- she**
 25 **was leaning in, and I don't know what she was saying**

1 **to her, but this is what's happened -- this is the**
 2 **honest to God truth. I wanted to get all of this**
 3 **off my chest so I could have a peace of mind. I**
 4 **mean...**
 5 Q. So it's your testimony that these threats
 6 were communicated through the car in the presence of
 7 Wendy Lockett also?
 8 **A. Yes.**
 9 Q. So Wendy Lockett would have also heard
 10 these threats made to you?
 11 **A. Yes.**
 12 Q. Was Wendy Lockett receiving the same
 13 threats?
 14 MR. HILKE: Objection to form.
 15 You can answer.
 16 **A. I don't know.**
 17 Q. (By Mr. Haner) Did you hear Ms. McGowan
 18 say anything to Ms. Lockett?
 19 **A. I didn't actually hear their conversation.**
 20 **I know they were just talking.**
 21 Q. And you don't know what about?
 22 **A. No.**
 23 Q. But Ms. Lockett was able to hear your
 24 conversation with Ms. McGowan?
 25 **A. Yes, because she was, like, standing,**

1 like, behind me because I was, like, far away from
2 her when they were conversating. So she was
3 standing behind me. I don't know what she told Amy,
4 but...

5 Q. How did Wendy know that you would be at
6 that location on the streets when Ms. McGowan came?

7 MR. HILKE: Objection to form and
8 objection to foundation.

9 You can answer.

10 **A. Once again, I grew up in that**
11 **neighborhood, and I know a lot of people, so I**
12 **walked through that way to go over to -- he was my**
13 **boyfriend at the time -- house, and it's -- it's not**
14 **far.**

15 Q. (By Mr. Haner) And going back to the
16 second meeting in her office before you had talked
17 to the police, what threats did she make then?

18 MR. HILKE: Form, asked and answered.

19 But you can answer.

20 **A. She made the same threats.**

21 Q. (By Mr. Haner) To plant drugs on you and
22 get you thrown in jail?

23 **A. Yes, sir.**

24 Q. And which would also result in you losing
25 your kids?

1 **A. Yes, sir.**

2 Q. And then what circumstances led to you
3 meeting with the cops, I believe, on December 13?

4 MR. HILKE: Objection to foundation,
5 and asked and answered.

6 And I think you meant like in October
7 not in December, right?

8 MR. HANER: Yeah. Yeah.

9 Q. (By Mr. Haner) October 13 is when you
10 made your statement to the police. You -- you agree
11 with that?

12 MR. HILKE: Objection to --

13 MS. PETERS: It's October 12.

14 Q. (By Mr. Haner) Well, October 12.

15 **A. Yes. Yes.**

16 Q. Do you know about what time of day that
17 was?

18 **A. Maybe around noon -- noontime. I don't**
19 **remember.**

20 MR. HILKE: Josh, may I explain?

21 MR. HANER: Yes.

22 MR. HILKE: The report is dated
23 October 13, but it references a statement
24 that was given the day prior on
25 October 12.

1 MR. HANER: Oh.

2 MR. HILKE: So that's where you're
3 getting the 13th from.

4 MR. HANER: I appreciate it. So --
5 thank you, Wally.

6 Q. (By Mr. Haner) So you went into the
7 police department on October 12, 2003?

8 **A. Yes.**

9 Q. And I believe it says that 2045 hours. Is
10 that about 10:00 at night?

11 MS. PETERS: Josh? Sorry.

12 MR. HANER: Sorry, yeah?

13 MS. PETERS: Josh, you need to learn
14 how to do military time.

15 MR. HANER: Oh, shoot.

16 MS. PETERS: Subtract 12.

17 MR. HANER: Yeah.

18 MS. PETERS: Subtract 12.

19 MR. HANER: Yeah. Okay.

20 Q. (By Mr. Haner) So it would have been
21 closer to 8:00 at night?

22 **A. Probably, yeah. I really don't remember.**

23 Q. And the police officers just picked you up
24 out of the blue?

25 **A. Yes, sir.**

1 Q. And this report -- and I can't -- what
2 exhibit was this marked as?

3 MR. HILKE: 2.

4 Q. (By Mr. Haner) This report in Exhibit 2,
5 it indicates that the listed subject voluntarily
6 came to police headquarters.

7 MS. PETERS: Do you want her to see
8 that?

9 MR. HANER: Yeah.

10 MS. PETERS: (Hands document to
11 witness.)

12 Q. (By Mr. Haner) And, Ms. Morrow, if you'll
13 look at -- it's the very first paragraph. It's the
14 second sentence.

15 **A. Okay. At the -- I didn't voluntarily come**
16 **to no police department. At that time I think I was**
17 **picked up by the police to go down there and make a**
18 **statement.**

19 Q. And were you surprised to be picked up in
20 this manner?

21 **A. Of course.**

22 Q. And why was it surprising to you?

23 **A. I'm like, "Why is the police picking me**
24 **up?" I mean, my thing at the time that the young**
25 **man got killed, I wanted to call -- they got the --**

1 the hotline, tip hotline, or whatever it is, with --
 2 Alvin Brooks was running it. I wanted to call the
 3 tip hotline.
 4 Q. And what would you have told the tip
 5 hotline?
 6 A. What I saw, who did it.
 7 Q. And was that that Reggie Thomas did it?
 8 A. Yes, sir.
 9 Q. Did you ever call the tip hotline?
 10 A. No, sir.
 11 Q. Why not?
 12 A. The police had picked me before I even had
 13 any chance to do anything.
 14 Q. And about how many days after your second
 15 meeting with Amy McGowan in her office did the
 16 police pick you up?
 17 MR. HILKE: Objection to foundation
 18 and form, asked and answered.
 19 You can answer.
 20 A. They picked me up and took me to her
 21 office to go meet with her.
 22 Q. (By Mr. Haner) And -- and I'm talking
 23 about when you made the police statement.
 24 A. Repeat that again.
 25 Q. When you made the statement to the

1 police --
 2 A. Uh-huh.
 3 Q. -- on October 12.
 4 A. I mean, days that I -- before me going to
 5 her office?
 6 MR. HILKE: I'm sorry, were you
 7 clarifying the question?
 8 THE WITNESS: I'm trying to let him
 9 clarify.
 10 Q. (By Mr. Haner) Yeah, so I guess I'm
 11 trying to get a timeline of when you spoke with Amy
 12 McGowan and when you did not. And if we can just
 13 try to agree upon a few dates.
 14 So the murder happened on October 6, 2003.
 15 Do you agree with me on that?
 16 A. I agree.
 17 Q. And then you said your first contact with
 18 Amy McGowan was a few days after that, and that's
 19 when she rolled up on you in the streets?
 20 A. Yes, sir.
 21 Q. About how many days after October 6 was
 22 that?
 23 MR. HILKE: Objection to form, asked
 24 and answered multiple times.
 25 You can answer.

1 A. I don't remember how many days between her
 2 and the police -- me seeing the police officer.
 3 It -- it -- maybe a week or so.
 4 Q. (By Mr. Haner) So one week after the 6th
 5 is when she rolled up on you in the streets?
 6 MR. HILKE: Objection, misstates
 7 testimony, asked and answered.
 8 You can answer.
 9 A. It was three days after the murder she
 10 rolled up on me.
 11 Q. (By Mr. Haner) Okay. So then that would
 12 be maybe around October 9?
 13 A. Yes.
 14 MR. HILKE: Same objection.
 15 You can answer.
 16 Q. (By Mr. Haner) Okay. And then you said
 17 you had a second meeting with her in her office?
 18 A. Yes, sir.
 19 Q. And that second meeting was before you
 20 talked to the police?
 21 A. The -- I talked -- I think I talked to the
 22 police before I went for the second meeting because
 23 it was -- it was in between time.
 24 Q. And -- and you guys can correct me if I
 25 was wrong -- my understanding was you said that you

1 had spoke to her on the streets and then in the
 2 office before you talked to the police and made the
 3 police statement. Do you remember something like
 4 that?
 5 A. I don't remember all of it, no. I
 6 remember talking to her on the streets, and I
 7 remember talking to the officers, but I don't know
 8 what time in between that me and the police officers
 9 met. I don't remember.
 10 Q. Okay. So we know you met with the police
 11 on October 12, 2003. Would you agree with me on
 12 that?
 13 A. Probably, yes.
 14 Q. And that's what Exhibit 2 outlines.
 15 A. Okay. Yes.
 16 Q. And so sitting here today, do you remember
 17 whether or not you met with Amy McGowan in her
 18 office between the meeting with her on the streets
 19 and the time you made the police report on
 20 October 12?
 21 MR. HILKE: Objection, asked and
 22 answered.
 23 You can answer.
 24 A. Can you specify what you're saying?
 25 Q. (By Mr. Haner) Yeah. So between the time

1 that you spoke with Amy on the streets and the time
2 that you went to the police station and made the
3 police report, did you have that meeting with Amy in
4 her office in that time between those two?

5 MR. HILKE: Same --

6 **A. Yes.**

7 Q. (By Mr. Haner) Okay. And so that would
8 have been sometime between October 9, 2003 and
9 October 12, 2003, that you had the meeting in the
10 office?

11 MR. HILKE: Just objection to form,
12 asked and answered, and misstates
13 testimony.

14 You can answer.

15 **A. Yes.**

16 Q. (By Mr. Haner) And so this meeting in her
17 office that would have occurred before the police
18 station. I think you said that's when the Italian
19 man Anthony took you to her office?

20 **A. Correct.**

21 Q. Okay. And then when did the two white
22 officers take you to Amy McGowan's office?

23 MR. HILKE: Same objections.

24 You can answer.

25 **A. For the third time -- I think it was just**

1 **after all that happened. I don't remember what**
2 **date. It was a while. I think it was awhile before**
3 **I went in there because I -- I was moving just to**
4 **get away from all of this drama.**

5 Q. (By Mr. Haner) And do you believe it was
6 a year later?

7 MR. HILKE: Same objections.

8 You can answer.

9 **A. I don't remember.**

10 Q. (By Mr. Haner) So you don't know if it
11 was a week later or a year later?

12 **A. I don't remember. It -- it's -- I don't**
13 **remember how long it was.**

14 Q. Okay. And when Amy McGowan rolled up on
15 you on the streets, can you show on this map where
16 it was at?

17 MS. PETERS: Exhibit 1?

18 MR. HANER: Yes, Exhibit 1.

19 Q. (By Mr. Haner) Where you guys were
20 standing.

21 MR. HILKE: Are you asking her to
22 mark it or just tell you?

23 Q. (By Mr. Haner) You can mark it.

24 **A. (Complies.)**

25 Q. Okay. In the volleyball court area?

1 **A. Yes.**

2 Q. And could you mark on that map about where
3 the White family lived?

4 MR. HILKE: Objection to foundation.

5 Q. (By Mr. Haner) And if it's not on the
6 map, that's okay.

7 MR. HILKE: Sorry, just foundation.

8 Where they lived at what time?

9 Q. (By Mr. Haner) At the time that Amy
10 McGowan rolled up on you in the street, where was
11 the Whites' residence at?

12 **A. It was on -- I would say that it would**
13 **be 29th and Olive on the corner. It would be on the**
14 **left-hand side.**

15 Q. Okay. So it's not represented on this
16 map?

17 **A. No.**

18 Q. Okay.

19 **A. No.**

20 Q. That's fine.

21 **A. See, no, it would be right here where it**
22 **says "Olive," and then you're going to have 29th**
23 **Street because there's Prospect, so it would be**
24 **right up at the top.**

25 Q. Okay. Yeah, right at the top?

1 **A. Um-hum.**

2 MR. HANER: I forgot the -- the
3 habeas transcript. What exhibit is it?
4 Is it Exhibit 6?

5 MS. PETERS: 6.

6 Q. (By Mr. Haner) Ms. Morrow, if you could
7 pull out Deposition Exhibit No. 6, and if you could,
8 turn to page 46. And starting at line 6:

9 Question: "Do you remember back in 2003
10 when you met with Amy, how many times did you meet
11 with her?"

12 Answer: "Three or four times."

13 Was that your testimony in the habeas
14 proceeding?

15 **A. Yes.**

16 Q. And the question then: "Three or four
17 times, okay. Let's talk about the first time that
18 you met with her. Can you tell me about that first
19 meeting?"

20 Answer: "The first meeting she came to
21 the Whites' house of the grandmother. I would say
22 it was on the other side like Chestnut on the other
23 side of Prospect."

24 Question: "So when you say the Whites'
25 house, are you talking about Larry White?"

<p>Page 101</p> <p>1 "Yes."</p> <p>2 Question: "And is that a member of his</p> <p>3 family?"</p> <p>4 Answer: "Yes."</p> <p>5 Question: "All right. Did you meet Amy</p> <p>6 at the Whites' house?"</p> <p>7 "Yes."</p> <p>8 Was that your testimony in Mr. Carnes'</p> <p>9 habeas trial?</p> <p>10 A. Yes.</p> <p>11 Q. Is it your testimony today that you met</p> <p>12 Amy on the streets and not at the Whites' house?</p> <p>13 A. I met her on the streets at the Whites'</p> <p>14 house and downtown at the -- on 12th and -- the big</p> <p>15 building, guys, the Jackson County Courthouse</p> <p>16 because that's where her office was.</p> <p>17 Q. So was Wendy Lockett at the Whites' house</p> <p>18 when you met with Amy?</p> <p>19 A. The second time? No.</p> <p>20 Q. And the second time, what do you mean "the</p> <p>21 second time"?</p> <p>22 A. Okay. I met Amy -- the first time I met</p> <p>23 Amy was after the homicide. I'm going to clear this</p> <p>24 up. The second time I met Amy was at the White</p> <p>25 house, the White -- his grandmother's house because</p>	<p>Page 103</p> <p>1 other side of, like, Chestnut or the other side of</p> <p>2 Prospect."</p> <p>3 Did I read that correctly? It's lines --</p> <p>4 it's lines --</p> <p>5 A. Where?</p> <p>6 MS. PETERS: Oh, hang on, Josh. Hang</p> <p>7 on.</p> <p>8 MR. HILKE: It's page 46.</p> <p>9 THE WITNESS: Okay.</p> <p>10 A. Okay. Where were you reading at?</p> <p>11 Q. (By Mr. Haner) It starts with line 9, and</p> <p>12 it said that you had met "Three to four times,</p> <p>13 okay." And then it goes "Let's talk about the first</p> <p>14 time you met with her. Can you tell me about that</p> <p>15 first meeting?"</p> <p>16 Answer: "The first meeting she came to</p> <p>17 the Whites' house of the grandmother. I would say</p> <p>18 it was on the other side of like Chestnut and on the</p> <p>19 other side of Prospect."</p> <p>20 Is that your answer?</p> <p>21 A. The first time I met Amy was on 29th and</p> <p>22 Wabash, right there by the court. The second time I</p> <p>23 met Amy was at the Whites' house. The third time I</p> <p>24 met Amy was downtown in Jackson County Courthouse.</p> <p>25 Q. So this testimony at the habeas proceeding</p>
<p>Page 102</p> <p>1 his grandmother's house was on the other side of</p> <p>2 Prospect, on maybe 28th and Chestnut, I want to say.</p> <p>3 And the third time I met her was in her office</p> <p>4 because I don't know what kind of connection she had</p> <p>5 with the White family or was she just giving them</p> <p>6 something what happened to their son or grandson,</p> <p>7 you know.</p> <p>8 Q. When did the meeting at the White family's</p> <p>9 house happen?</p> <p>10 A. It had to have been -- I -- I don't</p> <p>11 remember what day, what year, and how long after the</p> <p>12 one on the -- the meeting on the streets, I don't</p> <p>13 remember how long after.</p> <p>14 Q. You would agree with me that the meeting</p> <p>15 at the White house was the first time you met with</p> <p>16 her?</p> <p>17 MR. HILKE: Object to form.</p> <p>18 You can answer.</p> <p>19 A. No.</p> <p>20 Q. (By Mr. Haner) Going back to the</p> <p>21 deposition exhibit, the question is "Let's talk</p> <p>22 about the first time you met with her. Can you tell</p> <p>23 me about the first time?"</p> <p>24 "The first meeting she came to the Whites'</p> <p>25 house of the grandmother. I would say it was on the</p>	<p>Page 104</p> <p>1 is incorrect?</p> <p>2 A. Yes, incorrect. It should have dated --</p> <p>3 said what I was telling them.</p> <p>4 Q. What do you mean?</p> <p>5 A. I told them the same thing: I met her the</p> <p>6 first time -- and I'm not lying -- I met her on 29th</p> <p>7 and Wabash. That was the first time. That was</p> <p>8 three days after the murder. I don't remember the</p> <p>9 second time when I met her at the White house. I</p> <p>10 don't remember the date. And the third time I met</p> <p>11 her at 1200 -- well, 1400 East 12th Street, or</p> <p>12 whatever the Jackson County address is, that's the</p> <p>13 third time I met her. So, you know, they should</p> <p>14 have had it because I said it how we met and</p> <p>15 everything. And this is the honest to God truth. I</p> <p>16 want to get this over with. I have a life of my</p> <p>17 own. I have surgery set up on the 29th of July.</p> <p>18 Sorry.</p> <p>19 Q. And so were those three times the only</p> <p>20 times you met with Amy McGowan?</p> <p>21 MR. HILKE: Objection to form, asked</p> <p>22 and answered.</p> <p>23 You can answer.</p> <p>24 A. That I remember, yes.</p> <p>25 Q. (By Mr. Haner) And I believe that you</p>

<p style="text-align: right;">Page 105</p> <p>1 previously testified today that two officers, two 2 white officers later picked you up and brought her 3 to her office for the second office meeting. Do you 4 recall that? 5 A. Yes, I recall that. 6 Q. Okay. So is it four times? 7 A. Yes, it was so long ago to remember how 8 many times I went downtown because, like I said, I 9 was concentrating on my health, and that was my 10 thing. 11 Q. Yeah, and I understand that. I'm just -- 12 I'm just trying to lay out the facts for my client 13 to get an understanding of the timeline. 14 A. Oh, yeah. 15 Q. And previously the testimony in this 16 deposition, you had mentioned that you met with them 17 on the street and that you mentioned twice in the 18 office. And then I brought up the deposition 19 transcript and now you agree that there was a White 20 family meeting? 21 A. Yes. 22 Q. So I'm just trying to get all of the facts 23 for my client. 24 A. Okay. Yeah, because I have to -- 25 MR. HILKE: There's no question.</p>	<p style="text-align: right;">Page 107</p> <p>1 You can answer. 2 Q. (By Mr. Haner) And on the same exhibit, 3 page 47, line 2: 4 Question: "When did you meet" -- "When 5 you met with Amy at the Whites' house, did she tell 6 you who you should identify as the shooter?" 7 Answer: "Yes." 8 Next question: "And was this meeting with 9 Amy, was this before or after you went and gave your 10 statement?" 11 Answer: "It was before we ever came down 12 to the Jackson County Courthouse to her office." 13 Question: "Okay. So are you talking 14 about the second time that you met with her?" 15 Answer: "Uh-huh." 16 "So the second time you met with her you 17 came down to her office?" 18 "Yes." 19 "The prosecutor's office?" 20 "Yes (sic)." 21 Did I read that correctly, Ms. Morrow? 22 A. Yes. 23 Q. Is this testimony from the habeas -- it's 24 testimony that you testified to? 25 A. Yes.</p>
<p style="text-align: right;">Page 106</p> <p>1 THE WITNESS: Okay. 2 Q. (By Mr. Haner) So when did you meet with 3 the White family? 4 A. I couldn't remember the day that it 5 happened. I don't remember the -- the right -- the 6 actual date that we met up. 7 Q. Did the White family tell you that you 8 needed to go talk to the cops? 9 A. They said that as well. I seen his uncle 10 because I was explaining to his Uncle Tim what 11 happened to their nephew. 12 Q. And did they tell you that they think 13 Keith Carnes did it? 14 MR. HILKE: Objection to form, asked 15 and answered. 16 You can answer. 17 A. No. They don't even know Keith Carnes. 18 They don't. 19 Q. (By Mr. Haner) And I believe you 20 previously testified in this deposition that they 21 never offered you money to say Keith Carnes did it; 22 is that correct? 23 MR. HILKE: Objection to -- 24 A. Correct. 25 MR. HILKE: -- foundation.</p>	<p style="text-align: right;">Page 108</p> <p>1 Q. Is there anything inaccurate about this 2 testimony? 3 MR. HILKE: Objection to form. 4 You can answer. 5 A. Everything right here is correct 6 (indicating). 7 Q. (By Mr. Haner) So the question on 8 line 12: "So the second time you met with her you 9 came down to her office?" 10 Answer: "Yes." 11 A. Yes. 12 MR. HILKE: Sorry, there's no 13 question yet. 14 Q. (By Mr. Haner) How is that statement 15 still correct based on your testimony today? 16 MR. HILKE: Objection to form and 17 foundation. 18 You can answer. 19 A. Like I said, I -- I put -- the timelines 20 to put in -- you know, it was so long ago when all 21 of this happened. I have to remember everything 22 that happened that day because, you know, I put it 23 in the back of my mind so I can go on with my life 24 because it's hard. 25 THE REPORTER: "Because" what?</p>

<p style="text-align: right;">Page 109</p> <p>1 A. I put it in the back of my mind so I can 2 go on with my life because I'm sick anyway. 3 MR. HILKE: Sorry, just for 4 clarification -- 5 THE WITNESS: Um-hum. 6 MR. HILKE: -- when the reporter asks 7 you what you said, she's just asking you 8 to repeat exactly what you said, not to 9 add anything new. 10 THE WITNESS: Yes. 11 Q. (By Mr. Haner) So this question on 12 line 12, the time you went to the prosecutor's 13 office was really the third time you had met with 14 her? 15 MR. HILKE: Objection to foundation, 16 and asked and answered. 17 You can answer. 18 A. Yes. 19 Q. (By Mr. Haner) Okay. Now, turning to 20 page 49 of the deposition -- 21 MR. HILKE: Just for the record, this 22 is the habeas transcript. 23 MR. HANER: Thanks, Wally. 24 Q. (By Mr. Haner) And for page 49 of the 25 transcript, line 1, says:</p>	<p style="text-align: right;">Page 111</p> <p>1 Q. And he had told them that he thought Keith 2 did it? 3 A. Yes. 4 Q. And then continuing on page 49, line 6. 5 A. Okay. 6 Q. Question: "Did they ever tell you that 7 you should identify him as the shooter?" 8 Answer: "Yes. And they would pay me. 9 And I said no." 10 Question: "So they offered to pay you 11 money?" 12 Answer: "Yes." 13 Did I read that accurately? 14 A. Who are -- excuse me, who are you -- 15 Q. Did I accurately read your trial testimony 16 from this transcript? 17 A. Yes, but who are you talking about? Can 18 you explain that? Who are you talking about? 19 Q. Yeah, so the lawyer questioned and asked 20 you: "Did they offer to pay you money?" Your 21 answer was "Yes." 22 A. Okay. 23 Q. You previously testified in this 24 deposition that the White family did not offer you 25 to pay you money -- or did not offer you money to</p>
<p style="text-align: right;">Page 110</p> <p>1 Question: "Did Larry White's family ever 2 tell you who they thought the shooter was?" 3 Answer: "Yes." 4 Question: "And who did they think it 5 was?" 6 "Keith." 7 Did I read that correctly? 8 A. Yes. 9 Q. And was that your testimony in the habeas 10 trial? 11 A. Yes. 12 Q. So the White family did tell you that they 13 think Keith did murder? 14 A. Yes. 15 Q. And did they want you to implicate Keith 16 in it? 17 A. No. Can I explain? 18 Q. Yeah, why not? 19 A. The reason why they thought that he was 20 the murderer because it was -- it was just more to 21 me there because they had a friend -- more people in 22 the -- over there than me. They had a friend that 23 lived on the corner of 29th and Wabash. He's 24 deceased now. I can't remember his name, but he 25 also talked to the White family about it.</p>	<p style="text-align: right;">Page 112</p> <p>1 testify for Keith, correct? 2 A. It wasn't -- it wasn't the White family 3 that offered me money. They -- they was poor, so 4 they couldn't offer me no money to -- I wouldn't 5 testify for no money, you know. I would tell the 6 truth, period. 7 Q. Then why did you answer the question that 8 "Yes. And they would pay me"? 9 A. I'm thinking that she was asking me 10 another question. Maybe I thought she was asking me 11 about the police officer or anything like that, and 12 they didn't -- I feel -- or Amy, that's what I -- 13 that's what my thinking was. 14 Q. Going down further. 15 A. Okay. 16 Q. "So they offered to pay money --" 17 You answered: "Yes." 18 Question: "-- to identify Keith Carnes?" 19 Your answer: "They came to my house." 20 Question: "Okay. So Amy came to -- who 21 came to --" 22 Your answer: "Larry's mother." 23 Did I read that correctly? 24 A. Yes. 25 Q. Question: "Larry's mother came to your</p>

<p>1 house and said she would pay you money if you 2 identified Keith?"</p> <p>3 "Yes."</p> <p>4 "Was that threatening to you?"</p> <p>5 "Yes."</p> <p>6 Did I read that correctly?</p> <p>7 A. Yes.</p> <p>8 Q. And was that your trial testimony in Keith 9 Carnes' habeas case?</p> <p>10 A. Um-hum.</p> <p>11 MS. PETERS: Yes?</p> <p>12 THE WITNESS: Yes, I'm sorry.</p> <p>13 Q. (By Mr. Haner) Do you agree with me? Is 14 it still your testimony sitting at today's 15 deposition that the White family never offered you 16 money to testify against Keith?</p> <p>17 A. They -- they was trying to offer me money, 18 but no. They was offering money, yes, when you say 19 it like that. You know, when they said, Larry's 20 mother came to my house and said she would pay you 21 to identify Keith?</p> <p>22 And I said, "Yes."</p> <p>23 And they -- the question was, "Was that 24 threatening to you?"</p> <p>25 I said, "Yes."</p>	<p>Page 113</p> <p>1 Q. (By Mr. Haner) All right. Ms. Morrow, 2 Josh Haner again, and we'll continue with our 3 questioning.</p> <p>4 And referring to the dep- -- the 5 transcript exhibit page 49 that we had left off on. 6 And going back to lines 15, 16, and 17 where the 7 question -- it was question: "Larry's mother came 8 to your house and said she would pay you money if 9 you identified Keith?"</p> <p>10 Answer: "Yes."</p> <p>11 Sitting here today, is that a truthful 12 statement in this transcript?</p> <p>13 A. Yes.</p> <p>14 Q. Okay. So Larry White's family did offer 15 you money to identify Keith?</p> <p>16 A. Yes.</p> <p>17 Q. Okay. And when you had your first 18 encounter with Amy McGowan on the street, Wendy 19 Lockett was present; is that correct?</p> <p>20 A. Correct.</p> <p>21 Q. Are there any other named individuals you 22 could testify today that were present and saw the 23 interaction of Ms. McGowan and you?</p> <p>24 MR. HILKE: Object, asked and 25 answered on Friday.</p> <p>Page 115</p>
<p>Page 114</p> <p>1 "Did it scare you?"</p> <p>2 "I felt threatened with Reggie as well 3 because I had to move to Olathe, Kansas, from Kansas 4 City. And then I moved to St. Louis, Missouri."</p> <p>5 And then it said question again: "Okay. 6 So the combination between Larry's family and Amy's 7 family made you move?"</p> <p>8 And the answer should have been "It wasn't 9 just Amy. It -- it was Larry and Reggie." And I 10 said, "Yes." The answer was "Larry or Reggie."</p> <p>11 You said, "Larry?" What -- that didn't 12 make no sense right there. Let me go back to it. I 13 said that was from li- -- from ques- -- from 14 lines 24, 25, and then it went over to 1 here: 15 "Larry, Reggie, yes." I don't know what they was 16 asking about that, but...</p> <p>17 MR. HILKE: Ms. Morrow, do you 18 need -- do you need a break before we 19 continue?</p> <p>20 THE WITNESS: Yes.</p> <p>21 MR. HILKE: Is that all right, Josh?</p> <p>22 MR. HANER: Of course.</p> <p>23 MR. HILKE: Let's take a break. 24 (Off the record at 11:59 a.m.) 25 (On the record at 12:35 p.m.)</p>	<p>Page 116</p> <p>1 You can answer.</p> <p>2 A. She's deceased now. The girl is deceased.</p> <p>3 Q. (By Mr. Haner) Okay. Was that Felicia 4 Jones maybe?</p> <p>5 A. Yes. It was -- it was -- it was two other 6 girls because she -- one -- one of them went by the 7 name of Red.</p> <p>8 Q. Okay.</p> <p>9 A. Yeah. So it was -- it was a total of like 10 three of us there, four people.</p> <p>11 Q. And what were you and Wendy Lockett doing 12 before Amy McGowan arrived in her vehicle?</p> <p>13 A. I was talking to Ms. Jones. I really 14 don't interact with Ms. Lockett.</p> <p>15 Q. And what would you have been talking to 16 Ms. Jones about?</p> <p>17 A. You know how you walk and you have just a 18 conversation. She said, "Hi, you look nice. What 19 you doing?" and stuff like that. And I just was 20 wanting to just move on where I was going to.</p> <p>21 Q. Okay. So you're just walking along the 22 street. It wasn't a group of people corralled on a 23 corner?</p> <p>24 A. Yes.</p> <p>25 MR. HILKE: Object to form.</p>

<p style="text-align: right;">Page 117</p> <p>1 You can answer.</p> <p>2 A. It was just like Wendy and two other young</p> <p>3 ladies standing -- standing there because like --</p> <p>4 we -- it was two other people -- two other people</p> <p>5 besides Wendy was standing there. You get what I'm</p> <p>6 saying?</p> <p>7 Q. (By Mr. Haner) Kind of. And just --</p> <p>8 could you describe the scene of where people were</p> <p>9 standing or if people were walking? Or what was the</p> <p>10 situation?</p> <p>11 MR. HILKE: Asked and answered.</p> <p>12 You can answer.</p> <p>13 A. They was standing on the corner.</p> <p>14 Q. (By Mr. Haner) Okay. And so Ms. McGowan</p> <p>15 stopped around the corner of the street and</p> <p>16 interacted with Ms. Lockett?</p> <p>17 A. Yes.</p> <p>18 Q. And prior to Ms. McGowan pulling up,</p> <p>19 Ms. Lockett was hanging out on the corner?</p> <p>20 A. Yes.</p> <p>21 Q. Were you also hanging out on the corner?</p> <p>22 A. No.</p> <p>23 Q. You just happened to be walking by?</p> <p>24 A. Yes, sir.</p> <p>25 Q. And then this happenstance of you just</p>	<p style="text-align: right;">Page 119</p> <p>1 MR. HANER: Back on the record.</p> <p>2 Q. (By Mr. Haner) And just a few more</p> <p>3 questions, Ms. Morrow. And this is Exhibit 5</p> <p>4 that -- this is the affidavit. Do you know if this</p> <p>5 was the first affidavit that you wrote relating to</p> <p>6 your testimony in Keith Carnes' case?</p> <p>7 A. No, it's not because -- can I explain?</p> <p>8 Q. Yes, please.</p> <p>9 A. Because I had written an affidavit for</p> <p>10 Keith Carnes and -- and for his other lawyer, and I</p> <p>11 sent -- it should -- you all should have had it in</p> <p>12 the record. I don't remember where I put it at, but</p> <p>13 I did -- wrote affidavits for the other attorney</p> <p>14 that was supposed to be handling his case when he</p> <p>15 was incarcerated.</p> <p>16 Q. And did you feel any pressure from family</p> <p>17 members to complete an affidavit?</p> <p>18 MR. HILKE: Object to form.</p> <p>19 You can answer.</p> <p>20 A. No.</p> <p>21 Q. (By Mr. Haner) So the fact that you had</p> <p>22 family members incarcerated with Keith, the man that</p> <p>23 you testified against, that wasn't a concern to you</p> <p>24 at all?</p> <p>25 A. No concern at all.</p>
<p style="text-align: right;">Page 118</p> <p>1 walking by, Ms. McGowan called your name out?</p> <p>2 MR. HILKE: Object to form.</p> <p>3 A. I don't think --</p> <p>4 MR. HILKE: You may answer.</p> <p>5 A. -- she knew my name, but like I said she</p> <p>6 talked to Ms. Lockett first, so Wendy knew my name</p> <p>7 because we grew up together. We went to the same</p> <p>8 school together, and that's probably how she knew</p> <p>9 who I was.</p> <p>10 Q. (By Mr. Haner) Okay. And so is it fair</p> <p>11 to say it was just by luck that you were walking by</p> <p>12 Ms. McGowan and Ms. Lockett at that moment?</p> <p>13 MR. HILKE: Foundation.</p> <p>14 You can answer.</p> <p>15 A. Yes.</p> <p>16 Q. (By Mr. Haner) Okay. And it was just --</p> <p>17 and I'll withdraw that.</p> <p>18 Going back to Exhibit 5, it is the</p> <p>19 affidavit that you -- it's the one-page affidavit.</p> <p>20 MS. PETERS: Can we pause for a</p> <p>21 minute, please?</p> <p>22 MR. HILKE: Yes.</p> <p>23 (Off the record at 12:42 p.m.)</p> <p>24 (On the record at 12:43 p.m.)</p> <p>25 MR. HILKE: Back on the record?</p>	<p style="text-align: right;">Page 120</p> <p>1 Q. You weren't concerned of potential</p> <p>2 retaliation from those family members?</p> <p>3 A. No.</p> <p>4 Q. And what was your understanding of your</p> <p>5 son Junius's conversations with Keith?</p> <p>6 A. Well, he was also incarcerated with Keith.</p> <p>7 So I don't understand what their conversation was</p> <p>8 because I wasn't there.</p> <p>9 Q. And at one point was Junius not</p> <p>10 incarcerated but they seen a probation violation?</p> <p>11 A. At one point, but he -- my son was</p> <p>12 incarcerated. Then he wasn't incarcerated.</p> <p>13 Q. And then did he get incarcerated again</p> <p>14 after that?</p> <p>15 A. Yes.</p> <p>16 Q. And he knew Keith Carnes throughout all of</p> <p>17 this?</p> <p>18 A. No. He met him also again in jail.</p> <p>19 Q. Okay. And you don't believe that he felt</p> <p>20 threatened at all by Keith?</p> <p>21 A. No.</p> <p>22 Q. You don't think Keith ever said, "Your mom</p> <p>23 snitched on me"?</p> <p>24 A. No. You -- you see my -- big as my son</p> <p>25 is, I don't think he would ever be threatened by</p>

1 Keith.

2 Q. And in this affidavit in Exhibit 5, it
3 states "The original prosecutor, Amy McGowan,
4 coerced me in the second trial by revealing to me
5 that the shell casings were on the porch of the
6 corner house of 28th and Wabash in order to meet to
7 frame Keith Carnes with my testimony."

8 Did I read that correctly?

9 A. Correct.

10 Q. And in this affidavit you then indicate
11 that she had threatened to plant drugs on you; is
12 that correct?

**13 A. Not in this one because they didn't ask me
14 those questions, correct.**

15 Q. And who didn't ask you those questions?

**16 A. Whoever -- I don't remember who took this
17 affidavit right here. I really don't.**

18 Q. So the questions about planting drugs,
19 were those questions asked by Latahra Smith?

20 MR. HILKE: Object to form.

21 You can answer.

22 A. No.

23 Q. (By Mr. Haner) Who asked those questions?

**24 A. I don't remember who asked me those
25 questions.**

1 Q. Who did you first -- who was the first
2 person you told that Amy McGowan allegedly
3 threatened to plant drugs on you?

4 MR. HILKE: Object to form.

5 You can answer.

6 A. I don't remember.

7 Q. (By Mr. Haner) Was it in one of your
8 affidavits? Was that the first time you told -- or
9 you stated that Amy McGowan coerced you?

10 A. I don't --

11 MR. HILKE: Same objection.

12 A. Okay.

13 MR. HILKE: You can answer.

**14 A. I don't remember because, like I said, a
15 lot of this stuff happened a long time ago. And
16 I've been sick, so in between it, I don't remember.**

17 Q. (By Mr. Haner) And I believe you
18 testified that Reggie Thomas at the trial kind of
19 made a cutthroat sign to you?

20 A. Yes.

21 Q. And you previously said that you had
22 bought drugs from Reggie?

23 A. Yes.

24 Q. And that Reggie was kind of one of the big
25 fish in the drug exchange community?

1 A. Yes.

2 Q. Did you and him have a business
3 relationship with selling drugs?

4 MR. HILKE: Objection, asked and
5 answered.

6 You can answer.

**7 A. No, because it was an apartment full of
8 people that he has selling for him.**

9 Q. (By Mr. Haner) And he would sell to you,
10 and then you would resell?

11 A. Yes.

12 Q. And I believe you also indicated that you
13 had pressure from the White family to point the
14 finger at Keith, correct?

15 A. Correct.

16 Q. At the time of your trial testimony, who
17 were you more pressured by, the White family or
18 Reginald Thomas?

19 A. Reginald Thomas.

20 Q. Because he was the person in the
21 background saying (demonstrating)?

22 A. Yes, he was also at the trial.

23 Q. You would agree with me that Prosecutor
24 Amy McGowan wasn't at the trial making the similar
25 gestures as Mr. Thomas, correct?

1 A. Correct.

2 Q. And you believe that Reginald Thomas did
3 the murder?

4 A. Correct, he did.

5 Q. And you in fact saw him do the murder?

6 A. Correct.

7 Q. So if you were called to testify today in
8 court in a case against Reginald Thomas, you would
9 affirmatively say he was a murderer?

10 A. Correct.

11 Q. And on the converse, if there was a trial
12 today and Keith Carnes was on trial, would you say
13 that you were his alibi witness?

14 A. Yes.

15 Q. And what would make you a good alibi
16 witness for him?

**17 A. Because Mr. Carnes was standing on the
18 porch of the apartment.**

19 Q. And then you saw that, and then you saw
20 the other person that did the murder so you could
21 alibi him?

22 A. Yes.

23 Q. In Mr. Carnes' deposition about a month
24 ago, he had indicated that Reginald Thomas could
25 have been his alibi witness. Do you have any


<p>Page 125</p> <p>1 concerns about how Reginald could be the alibi 2 witness when you saw him do the murder? 3 MR. HILKE: Object to form. 4 But you can answer. 5 A. Okay. I'll explain it to you. I don't 6 know about him saying Reginald could be, but I seen 7 Reggie Thomas kill this man. He couldn't be his 8 alibi witness because he was standing on the porch. 9 Maybe the young ladies that was standing there could 10 probably alibi Keith better than Reggie because 11 Reggie was the shooter that killed -- he -- he's the 12 one that killed Mr. White. 13 Q. So when Keith said that Reggie could have 14 alibied him, based on your eyewitness of the events, 15 you would disagree with that? 16 MR. HILKE: I think I would just 17 object to the extent it misstates 18 testimony. 19 You can answer. 20 A. I disagree. 21 Q. (By Mr. Haner) And -- and you had 22 interactions with Latahra Smith; is that correct? 23 A. I met her, yes. 24 Q. And you met her on multiple occasions? 25 A. Yes.</p>	<p>Page 127</p> <p>1 Q. Did Latahra tell you that she was working 2 with Wendy to get her testimony recanted? 3 A. Yes. 4 Q. And what was she saying she was doing to 5 get that recantation done? 6 A. She hadn't met with Wendy yet, but I don't 7 know what she was doing at the time because I wasn't 8 there. 9 Q. But she just told you that Wendy was also 10 going to -- 11 A. Was one of the witnesses. 12 Q. Okay. And I'll represent to you that 13 Wendy Lockett had previously filled out an affidavit 14 like this one with Latahra Smith, and in her 15 deposition a couple of months ago, she indicated 16 that the statements made about coercion by Amy 17 McGowan were not true. Do you understand that Wendy 18 Lockett is now saying that Amy McGowan did not 19 coerce her? 20 MR. HILKE: Object to foundation. 21 You can answer. 22 A. I understand she said that, but Wendy 23 Lockett is a big liar as well. 24 Q. (By Mr. Haner) And in short, at the 25 habeas testimony, Wendy Lockett indicated that</p>
<p>Page 126</p> <p>1 Q. And would she sometimes pick you up or 2 take you to doctors appointments? 3 A. She did one time I was really sick, yes. 4 Q. And do you still have communications with 5 her? 6 A. No. 7 Q. And are you aware that Latahra Smith also 8 reached out to Wendy Lockett? 9 A. Yes, I'm aware. 10 Q. Kind of similar to how she reached out to 11 you? 12 A. Yes. 13 Q. And she was doing this in part of her KC 14 Freedom Project in efforts like that; is that your 15 understanding? 16 A. Correct. 17 Q. And she reached out to Wendy Lockett 18 because like yourself she was one of the 19 eyewitnesses at the criminal trials? 20 A. Correct. 21 Q. Are you aware that Wendy Lockett filled 22 out an affidavit similar to like the affidavit 23 Latahra Smith had you fill out? 24 A. I don't know what they had going on, but 25 probably so. I don't know.</p>	<p>Page 128</p> <p>1 Latahra Smith actually coerced her in ways to recant 2 her statement. Are you aware of that? 3 A. No. 4 Q. Did you ever feel coerced or pressured by 5 Latahra Smith at all? 6 A. No. 7 Q. And how did Amy McGowan know to go to the 8 Whites' house? 9 MR. HILKE: Object to foundation. 10 You can answer. 11 A. I really don't know that answer to that 12 question. 13 Q. (By Mr. Haner) Did they tell you that 14 they had called the prosecutor to come to their 15 house? 16 MR. HILKE: Same objection. 17 A. I don't remember. 18 Q. (By Mr. Haner) Would you consider it to 19 be happen chance (sic) that she arrived at the 20 Whites' house when you happened to be there? 21 MR. HILKE: Same objection. 22 A. Yes. 23 Q. (By Mr. Haner) Okay. So similar to the 24 incident where she rolled up to you on the street, 25 and when she found you at the Whites' house, it was</p>

<p>Page 129</p> <p>1 just kind of situational luck?</p> <p>2 MR. HILKE: Objection to --</p> <p>3 A. Right.</p> <p>4 MR. HILKE: -- foundation.</p> <p>5 You can answer.</p> <p>6 A. Right.</p> <p>7 Q. (By Mr. Haner) And just to kind of --</p> <p>8 I'll withdraw that.</p> <p>9 And did you ever make any efforts to tell</p> <p>10 the police that you felt coerced by Amy McGowan?</p> <p>11 A. No.</p> <p>12 Q. And did you ever tell Dawn Parsons that</p> <p>13 you felt coerced by Amy McGowan?</p> <p>14 A. I never told her anything.</p> <p>15 Q. So about how long did you keep this</p> <p>16 secret?</p> <p>17 MR. HILKE: Object to form.</p> <p>18 You can answer.</p> <p>19 A. For as long as this man was incarcerated.</p> <p>20 Q. (By Mr. Haner) And I believe that you</p> <p>21 previously testified that your niece Brenda White</p> <p>22 had told the White family that you had said you saw</p> <p>23 Reginald Thomas and Kiki do it, correct?</p> <p>24 A. Correct.</p> <p>25 Q. And in the previous transcript, trial</p>	<p>Page 131</p> <p>1 I'm telling them what I was coerced to say, what I</p> <p>2 was told to say to them; so that's how it all</p> <p>3 happened.</p> <p>4 And right now I'm sorry this man had to go</p> <p>5 through all of this. I went to a psychiatrist. I</p> <p>6 have to -- and I'm still going through this because</p> <p>7 I kept all of this in the back of my mind. I didn't</p> <p>8 want this.</p> <p>9 Q. So what was your understanding of why the</p> <p>10 White family believed Keith did it?</p> <p>11 MR. HILKE: Foundation.</p> <p>12 You can answer.</p> <p>13 A. The understanding why I think they believe</p> <p>14 he did it because there was a guy that lived on the</p> <p>15 corner -- in the corner house on 29th and Wabash,</p> <p>16 and he was a friend to the White people. I don't</p> <p>17 know if he's still living or not. I forgot his</p> <p>18 name, but I don't know if he's still living or not,</p> <p>19 but he also spoke with the White family.</p> <p>20 Q. (By Mr. Haner) And so he told them that</p> <p>21 Keith did it?</p> <p>22 A. Yes.</p> <p>23 MR. HILKE: Objection to foundation.</p> <p>24 You can answer.</p> <p>25 A. Yes.</p>
<p>Page 130</p> <p>1 transcript, you had indicated that the White family</p> <p>2 believed Keith Carnes did it; is that correct?</p> <p>3 A. Correct.</p> <p>4 Q. Did you try to explain to them that Keith</p> <p>5 Carnes didn't do it and that Reginald Thomas and</p> <p>6 Kiki did it?</p> <p>7 A. I don't remember.</p> <p>8 Q. Do you believe that would have been an</p> <p>9 important thing to tell them?</p> <p>10 A. Do I believe? Yes, it would have been an</p> <p>11 important thing to tell them.</p> <p>12 Q. So when they were offering you money to</p> <p>13 implicate Keith, you didn't tell them, "It wasn't</p> <p>14 Keith. It was Reggie and Kiki"?</p> <p>15 MR. HILKE: Objection, asked and</p> <p>16 answered.</p> <p>17 You can answer.</p> <p>18 A. I don't remember any of that right now</p> <p>19 because it was just too long ago.</p> <p>20 Q. (By Mr. Haner) Okay. But you would agree</p> <p>21 with me at that time that would have been something</p> <p>22 important to tell them?</p> <p>23 A. Yes.</p> <p>24 Q. And why would it be important?</p> <p>25 A. To tell them what really happened. I'm --</p>	<p>Page 132</p> <p>1 Q. (By Mr. Haner) Okay. So it wasn't Amy</p> <p>2 McGowan that coerced them into believing that Keith</p> <p>3 did it?</p> <p>4 MR. HILKE: Objection to foundation.</p> <p>5 You can answer.</p> <p>6 A. I don't think he even met Amy McGowan. I</p> <p>7 don't even think he even got involved in the case.</p> <p>8 Q. (By Mr. Haner) But he believed Keith had</p> <p>9 done it?</p> <p>10 MR. HILKE: Objection to foundation.</p> <p>11 You can answer.</p> <p>12 A. Yes.</p> <p>13 Q. (By Mr. Haner) And just to be clear for</p> <p>14 the record, you didn't challenge the Whites' belief</p> <p>15 that Keith did it by telling them, "No, I saw it,</p> <p>16 and it was Reggie and Kiki"?</p> <p>17 MR. HILKE: Objection, asked and</p> <p>18 answered multiple times and foundation.</p> <p>19 You can answer.</p> <p>20 A. Would you repeat the question?</p> <p>21 Q. (By Mr. Haner) Yeah. Knowing that the</p> <p>22 White family believed that Keith had did it, and</p> <p>23 they were offering to pay you money, you didn't tell</p> <p>24 them, "No, Keith didn't do it. Reggie and Kiki did</p> <p>25 it and I saw it"?</p>

<p>1 MR. HILKE: Objection, asked and 2 answered and foundation. 3 You can answer. 4 A. Well, I -- I -- I don't -- they believed 5 at that point because of what the other guy said and 6 then what I had to tell them that this man did this 7 and he didn't do it, the actual shooter was Reggie, 8 I seen it with my own eyes. I've been scared for my 9 life all these years because I've moved back and 10 forth out of town, you know, just to get away from 11 this because Reggie was still out on the street, so 12 I had to move on away from -- I don't know if he was 13 going to do something to me because he knew I was a 14 witness. He knew I seen his face, so I'm -- this is 15 my life. This is my life. This is my kids' life. 16 My kids didn't know nothing about it. Only reason 17 why my son Junius learned about it is because he was 18 in jail with Mr. Carnes. I never explained none of 19 this to them. I kept my family out of this mess. 20 Q. (By Mr. Haner) And just to be clear for 21 the record, when you made your statement to the 22 police, you told the police that it was Reginald 23 Thomas and Kiki? 24 MR. HILKE: Objection, asked and 25 answered.</p>	<p>Page 133</p> <p>1 A. They didn't coach me on anything, sir. 2 Q. Okay. So the inconsistencies between the 3 deposition you took and then your later trial 4 testimony, that was just changes in your memory? 5 MR. HILKE: Object to the form and 6 foundation. 7 You can answer. 8 A. Change my memory how? 9 Q. (By Mr. Haner) So if there -- 10 A. Specify. 11 Q. -- if there were things when you were 12 deposed that you didn't mention in your deposition 13 but then you mentioned them at trial, was that just 14 a change in your memory is what caused that 15 information to not be in the deposition, but for 16 that information to be presented at trial? 17 MR. HILKE: Same objection. 18 A. The things that was in my mind, I had to 19 tell what I saw, what I carried in my heart for all 20 these years. This man was locked up. I have to -- 21 like I said, I've been to a psychiatrist for this. 22 I'm on medication for this. I tried to forget, but 23 to -- when I mentioned it to Ms. Latahra, she -- I 24 had to tell her. I had to tell somebody because I 25 was on my deathbed, you know. I was very sick. So</p>
<p>1 You can answer. 2 A. Yes. 3 Q. (By Mr. Haner) Okay. And prior to your 4 habeas testimony, did you meet with any lawyers to 5 prepare for that? 6 A. Prepare for what? 7 Q. Your testimony at the habeas hearing. 8 A. No. 9 Q. You didn't meet with -- 10 A. Oh, yes. Yes, I did. His attorney -- one 11 of his attorney -- it was a lady. I can't remember 12 her name. We only met one time. 13 Q. And was that one of Keith's attorneys? 14 A. Yes. 15 Q. And what was your meeting about? 16 A. About the trial. 17 Q. And what were you going to testify to? 18 A. Yes. 19 Q. And were you told of any specific things 20 that you needed to testify to? 21 A. No. 22 Q. So they just said, "Just tell the truth"? 23 A. Correct. 24 Q. They didn't coach you or suggest any way 25 you should answer questions?</p>	<p>Page 134</p> <p>1 somebody had to know what happened. So we did a 2 deposition. And she -- she came to the hospital and 3 did it, and I talked to her about what went on. And 4 when she met -- got his lawyer and stuff together, 5 whether they was working together, I don't know, but 6 I had to tell what I saw. I had to tell the truth. 7 If I don't tell the truth and I'm sitting up here -- 8 if I don't tell the truth, this man has been sitting 9 up here in jail for all of these years for something 10 he didn't do, so I had to correct my mistake. 11 Q. (By Mr. Haner) And I really am almost 12 finished, Ms. Morrow. 13 MR. HANER: And what was the exhibit 14 for this affidavit, the 2014 affidavit? 15 MR. HILKE: 7. 16 MS. PETERS: 7. 17 MR. HANER: 7. 18 Q. (By Mr. Haner) If you could go to 19 Exhibit 7, Ms. Morrow. It's the affidavit that's 20 two pages long. I believe it's signed by you and 21 Latahra Smith as a witness. 22 A. Um-hum. 23 Q. You -- when you're saying that you're on 24 your deathbed and you're wanting to tell the full 25 truth, is this affidavit an example of that?</p> <p>Page 135</p>

<p>Page 137</p> <p>1 A. Correct.</p> <p>2 Q. And you would agree with me that this</p> <p>3 affidavit doesn't outline the interaction you had</p> <p>4 with Ms. McGowan when she pulled up on you on the</p> <p>5 street?</p> <p>6 A. What do you mean about that?</p> <p>7 Q. This affidavit doesn't talk about that</p> <p>8 incident, correct?</p> <p>9 A. Correct.</p> <p>10 Q. But you talked about meeting her at the</p> <p>11 White family's house in your trial testimony?</p> <p>12 A. Correct. Can I say something?</p> <p>13 Q. Yes.</p> <p>14 A. When she took this deposition, I was very,</p> <p>15 very sick, and she didn't ask me all those</p> <p>16 questions. She just asked me a few questions about</p> <p>17 what happened. She didn't ask me about Amy or</p> <p>18 nothing like that, you know. And then -- you know,</p> <p>19 like I said, when we went to trial, I had to sit up</p> <p>20 there and tell them what actually happened. You</p> <p>21 know, a regression is when you put something in the</p> <p>22 back of your mind and you want to forget about it,</p> <p>23 but I had to get it out. I survived the death of,</p> <p>24 you know, being -- from my lupus and stuff, so I</p> <p>25 wanted to -- them to know that this man is innocent.</p>	<p>Page 139</p> <p>1 that. I had to come out with the truth.</p> <p>2 Q. (By Mr. Haner) And I guess my question is</p> <p>3 you'd agree with me that this affidavit doesn't</p> <p>4 outline that Amy McGowan went and visited you out in</p> <p>5 the streets in any way, but the first time you</p> <p>6 mentioned that is at your habeas trial testimony?</p> <p>7 A. Yes.</p> <p>8 MR. HILKE: Objection, foundation.</p> <p>9 You can answer.</p> <p>10 A. Yes.</p> <p>11 Q. (By Mr. Haner) And you would agree with</p> <p>12 me that you hadn't met with any attorneys prior to</p> <p>13 making this affidavit, correct?</p> <p>14 A. Correct.</p> <p>15 Q. And after you spoke with some of Keith's</p> <p>16 attorneys and remembered more things, that's what</p> <p>17 created your testimony at the habeas trial?</p> <p>18 MR. HILKE: Object to form, compound,</p> <p>19 foundation.</p> <p>20 You can answer.</p> <p>21 A. Correct. I had to get this -- once again,</p> <p>22 I had to get all of this off my chest because all</p> <p>23 this stress is not good for me.</p> <p>24 Q. (By Mr. Haner) Yeah, I understand. And I</p> <p>25 just -- what I'm trying to get at is if this was</p>
<p>Page 138</p> <p>1 Q. And you would agree with me that at your</p> <p>2 habeas trial, that testimony, that was the first</p> <p>3 time you mentioned that Amy McGowan had came out and</p> <p>4 visited you at the White family's house?</p> <p>5 A. It was --</p> <p>6 MR. HILKE: Object to -- object to</p> <p>7 foundation.</p> <p>8 You can answer.</p> <p>9 A. It was the first time. Everything that I</p> <p>10 said at his trial was the truth, and I'm -- I'm --</p> <p>11 I'm sitting up here, everything just come back. And</p> <p>12 like I said, regression, when you put it back in</p> <p>13 mind, this man -- I was crying. This man was in</p> <p>14 jail for all these years.</p> <p>15 Q. Yeah.</p> <p>16 A. And his -- his -- I never seen his mother</p> <p>17 in my day of my life, but she was in the courtroom,</p> <p>18 and I apologized to this woman for her son being</p> <p>19 incarcerated for my mistake. I should have come --</p> <p>20 I should have talked to the prosecutor Dawn Parsons</p> <p>21 about it. I should have told the police department</p> <p>22 what was going on, but I don't know what -- how</p> <p>23 people connected it into this situation because</p> <p>24 sometimes things can be a dangerous situation in my</p> <p>25 life, my kids' lives on the line -- I couldn't do</p>	<p>Page 140</p> <p>1 your memory or this was the attorney's hopeful</p> <p>2 memory to implant upon you.</p> <p>3 A. They didn't plant anything upon me. When</p> <p>4 I got on that stand, everything that I saw and I</p> <p>5 told and got it off my heart, and it felt good. I'm</p> <p>6 just going to say it like that.</p> <p>7 Q. Okay. And I have no further questions.</p> <p>8 EXAMINATION</p> <p>9 BY MR. HILKE:</p> <p>10 Q. Ms. Morrow, I've got just a couple for you</p> <p>11 now.</p> <p>12 A. Okay.</p> <p>13 Q. I think you testified a minute ago about</p> <p>14 suppression and putting memories in the back of your</p> <p>15 mind. Do you recall that testimony?</p> <p>16 A. Yes.</p> <p>17 Q. You testified about Ms. McGowan</p> <p>18 threatening to put you in jail because of -- you</p> <p>19 testified about that threat from her. Do you recall</p> <p>20 that?</p> <p>21 A. Yes.</p> <p>22 Q. You also testified about a death threat</p> <p>23 from Reggie Thomas. Do you recall that?</p> <p>24 A. Yes.</p> <p>25 Q. You testified about feeling guilt about</p>

<p style="text-align: right;">Page 141</p> <p>1 putting the wrong man in prison. Do you recall 2 that?</p> <p>3 A. Yes.</p> <p>4 Q. And you've testified about your illness, 5 which you've dealt with for the last 20 years. Do 6 you recall that?</p> <p>7 A. Yes.</p> <p>8 Q. Are all of those factors that can make it 9 difficult to pull out all the memories you have at 10 one time?</p> <p>11 A. Correct.</p> <p>12 Q. Now, am I correct that at this deposition 13 you've seen some documents for the very first time?</p> <p>14 A. Correct.</p> <p>15 Q. This is the first time you're seeing your 16 testimony from the habeas proceeding; is that 17 correct?</p> <p>18 A. Correct.</p> <p>19 Q. This is your first time, I think, since 20 you've signed them seeing some of these affidavits; 21 is that correct?</p> <p>22 A. Correct.</p> <p>23 Q. And did reviewing those documents help you 24 to refresh your memory?</p> <p>25 A. Correct.</p>	<p style="text-align: right;">Page 143</p> <p>1 correct -- that you were feeling a little bit faint, 2 and we had to get you something to eat so you could 3 continue?</p> <p>4 A. Correct.</p> <p>5 Q. I just want to clear something up. Is 6 there any doubt in your mind that you told the 7 prosecutor Amy McGowan that you saw Reggie Thomas 8 and Gary Kitchen kill Larry White?</p> <p>9 A. I told her the truth.</p> <p>10 Q. And was that the truth?</p> <p>11 A. Yes.</p> <p>12 Q. The truth wa- -- you told her the truth 13 that you saw Reggie Thomas and Gary Kitchen kill 14 Larry White?</p> <p>15 A. Correct.</p> <p>16 Q. And is there any doubt in your mind that 17 you also told the police detectives when they 18 interviewed you that Reggie Thomas was the murderer 19 in this case?</p> <p>20 A. Correct.</p> <p>21 Q. That's what you told them?</p> <p>22 A. Um-hum.</p> <p>23 Q. Is that a yes?</p> <p>24 A. Yes.</p> <p>25 Q. Okay. I don't have anything further.</p>
<p style="text-align: right;">Page 142</p> <p>1 Q. And does it sometimes take you some time 2 to refresh your memory of this particular incident?</p> <p>3 A. Correct.</p> <p>4 Q. By the way, you testified about Amy -- 5 strike that.</p> <p>6 You testified about Wendy Lockett standing 7 behind you, you believed, while you spoke to Amy 8 McGowan on the street. Do you remember that?</p> <p>9 A. Correct.</p> <p>10 Q. Do you know exactly what Wendy Lockett 11 heard or didn't hear of your conversation with Amy 12 McGowan at that time?</p> <p>13 A. I don't know how much that she heard of my 14 conversation with Ms. Amy, but she was close enough 15 to hear some of it.</p> <p>16 Q. Were you paying more attention to 17 Ms. McGowan at that time than to Wendy Lockett?</p> <p>18 A. Correct.</p> <p>19 Q. One second.</p> <p>20 And you've been asked many questions, some 21 multiple times, about the timeline of the days after 22 you saw Larry White got murdered. Do you remember 23 those questions?</p> <p>24 A. Yes.</p> <p>25 Q. And I think just before lunch -- am I</p>	<p style="text-align: right;">Page 144</p> <p>1 REEXAMINATION</p> <p>2 BY MS. PETERS:</p> <p>3 Q. I -- I have just -- just one, I promise 4 you.</p> <p>5 Ms. Morrow, you testified a few minutes 6 ago that there was a man that lived in the 7 neighborhood where the shooting happened that 8 believed Keith Carnes committed the murder of Larry 9 White; is that right?</p> <p>10 A. Um-hum.</p> <p>11 Q. Is that yes?</p> <p>12 A. Yes.</p> <p>13 Q. Do you recall this man's name?</p> <p>14 A. I can't recall his name because it's been 15 so long ago that I've been even in that 16 neighborhood, because he had actually lived across 17 the street from the -- he lived across the street 18 from the -- the volleyball court. You -- oh, you 19 got the paper? I can show you what I was talking 20 about. I think he also spoke with Ms. Latahra.</p> <p>21 Q. Okay. I'm showing you Exhibit 1.</p> <p>22 A. Okay. This is the volleyball court right 23 here (indicating), and that's the house. She lived 24 there on the corner. It used to be a -- I want to 25 say, daycare center. They used to have daycare</p>

<p style="text-align: right;">Page 145</p> <p>1 center there out on the -- on the -- it's on the 2 corner house. I don't -- they probably have changed 3 the color, but it was a day- -- it was a daycare 4 center. 5 Q. You believed he lived on the corner 6 of 29th and Wabash? 7 A. Yes. 8 Q. Do you recall what his street name was? 9 A. Oh, it's -- I can't remember his street 10 name. 11 Q. When you were there that night and 12 witnessed the shooting of Larry White, did you see 13 this man there also? 14 A. On his porch, because when I was walking 15 down the street, you know, the side I would have 16 been on the -- once again, the left-hand side, and 17 their house is right there on the left-hand corner, 18 the last house on the left-hand corner. 19 (Indicating.) 20 Q. Now, did you talk to this man yourself? 21 A. No, ma'am. 22 Q. How -- how do you know that he believed 23 that Keith Carnes committed the murder of Larry 24 White? 25 A. He told that to the White family.</p>	<p style="text-align: right;">Page 147</p> <p>1 1:17 p.m. and the witness was excused.) 2 * * * 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>
<p style="text-align: right;">Page 146</p> <p>1 Q. Okay. Okay. 2 A. Let me show you where the volleyball 3 court -- the house is right across the street 4 because there was a house there before they made the 5 volleyball court (indicating). 6 Q. Do you know Alton Shaw? 7 A. That name sound familiar but, you know, 8 people back then didn't use their correct name. 9 Q. I don't have any further questions. 10 A. Oh, good. 11 MR. HANER: Nothing further. 12 MR. HILKE: Nothing further. 13 THE REPORTER: Would you like to read 14 and sign this deposition? 15 THE WITNESS: Can you email it to me 16 and I can, you know, sign it? Do you have 17 my email address? 18 THE REPORTER: Yes. 19 THE WITNESS: Okay. 20 THE REPORTER: What is your email 21 address. 22 THE WITNESS: 23 Morrowlorianne3@gmail.com. 24 THE REPORTER: Thank you. 25 (The deposition concluded at</p>	<p style="text-align: right;">Page 148</p> <p>1 CERTIFICATE OF REPORTER 2 I, Cherie L. House, a Certified Court 3 Reporter within and for the States of Kansas and 4 Missouri and a Registered Professional Reporter, 5 hereby certify that the foregoing proceedings as 6 herein set forth was first taken before me and 7 thereafter transcribed into computer-aided 8 transcription under my direction and control, and is 9 a true and correct record of the proceedings 10 reported. 11 I further certify that I am not a relative 12 or employee or attorney or counsel of any of the 13 parties, or a relative or employee of such attorneys 14 or counsel of any of the parties, or a relative or 15 employee of such attorneys or counsel, or 16 financially interested in the proceedings. 17 18  19 20 Cherie L. House, RPR, CCR (KS, MO) 21 Registered Professional Reporter #18811 22 Certified Court Reporter #275-MO, #1707-KS 23 24 25 Date: June 15, 2024</p>

Page 149	Page 151
<p>1 IN THE UNITED STATES DISTRICT COURT</p> <p>2 WESTERN DISTRICT OF MISSOURI</p> <p>3 WESTERN DIVISION</p> <p>4 KEITH CARNES,</p> <p>5 Plaintiff,</p> <p>6 vs. Case No. 23-cv-00278-RK</p> <p>7 ROBERT BLEHM, et al.,</p> <p>8 Defendants.</p> <p>9 CERTIFICATE OF DEPOSITION</p> <p>10 Comes now Cherie L. House and pursuant to</p> <p>11 Rule 57.03(g)(2)(a) states as follows:</p> <p>12 The deposition of LORIANNE MORROW was taken on</p> <p>13 June 5, 2024. The name and address of the person or</p> <p>14 firm having custody of the original transcript:</p> <p>15 Ms. Diane Peters</p> <p>16 WYRSCH HOBBS & MIRAKIAN, PC</p> <p>17 One Kansas City Place</p> <p>18 1200 Main Street Suite 2110</p> <p>19 Kansas City, Missouri 64105</p> <p>20 At the time of delivery of the transcript the</p> <p>21 deposition charges had not been paid. Payment</p> <p>22 status will be updated at the request of the Court</p> <p>23 pursuant to Section 492.590(2) RSMo.</p> <p>24 <i>Cherie L. House</i></p> <p>25 Cherie L. House</p> <p>26 LEXITAS LEGAL</p> <p>27 1608 Locust Street</p> <p>28 Kansas City, Missouri 64108</p> <p>29 (800) 280-3376</p>	<p>1 ERRATA SHEET</p> <p>2 Witness: LORIANNE MORROW</p> <p>3 In re: Keith Carnes v. Robert Blehm, et al.</p> <p>4 Date: June 5, 2024</p> <p>5 Page ____ line ____</p> <p>6 Should read: _____</p> <p>7 Reason: _____</p> <p>8 Page ____ line ____</p> <p>9 Should read: _____</p> <p>10 Reason: _____</p> <p>11 Page ____ line ____</p> <p>12 Should read: _____</p> <p>13 Reason: _____</p> <p>14 Page ____ line ____</p> <p>15 Should read: _____</p> <p>16 Reason: _____</p> <p>17 Page ____ line ____</p> <p>18 Should read: _____</p> <p>19 Reason: _____</p> <p>20 Page ____ line ____</p> <p>21 Should read: _____</p> <p>22 Reason: _____</p> <p>23 _____</p> <p>24 LORIANNE MORROW</p> <p>25</p>
<p>1 LEXITAS LEGAL</p> <p>2 1608 Locust Street</p> <p>3 Kansas City, Missouri 64108</p> <p>4 (800) 280-3376</p> <p>5 June 15, 2024</p> <p>6 Ms. Lorianne Morrow</p> <p>7 morrowlorianne3@gmail.com</p> <p>8 In re: Keith Carnes v. Robert Blehm, et al.</p> <p>9 Dear Ms. Morrow:</p> <p>10 Please find attached your copy of the deposition</p> <p>11 taken on June 5, 2024, in the above-referenced case.</p> <p>12 Also attached are the original signature and errata</p> <p>13 pages.</p> <p>14 Please read your copy of the transcript, indicate</p> <p>15 any changes and/or corrections desired on the errata</p> <p>16 sheet, and sign the signature and errata pages</p> <p>17 before a notary public.</p> <p>18 Please return the notarized signature pages to our</p> <p>19 office for filing prior to trial date.</p> <p>20 Address:</p> <p>21 LEXITAS LEGAL</p> <p>22 Attn: Production</p> <p>23 1608 Locust Street</p> <p>24 Kansas City, Missouri 64108</p> <p>25 Sincerely,</p> <p>26 <i>Cherie L. House</i></p> <p>27 Cherie L. House, RPR, CCR</p>	<p>1 SIGNATURE OF WITNESS</p> <p>2 Witness: LORIANNE MORROW</p> <p>3 In re: Keith Carnes v. Robert Blehm, et al.</p> <p>4 Date: June 5, 2024</p> <p>5 _____ I certify that I have read my testimony</p> <p>6 and request that NO changes be made.</p> <p>7 _____ I certify that I have read my testimony</p> <p>8 and request that the above changes be made.</p> <p>9 _____</p> <p>10 LORIANNE MORROW</p> <p>11 _____</p> <p>12 Date</p> <p>13 _____</p> <p>14 Notary Public within and for</p> <p>15 _____, _____</p> <p>16 County State</p> <p>17 My commission expires:</p> <p>18 _____</p> <p>19 _____</p> <p>20 _____</p> <p>21 _____</p> <p>22 _____</p> <p>23 _____</p> <p>24 _____</p> <p>25 _____</p>